

CSJ # 0912-34-196
District # 12 - Houston
Code Chart 64 # 50080
Project: Crossover Road at FM 1463

STATE OF TEXAS §

COUNTY OF TRAVIS §

**ADVANCE FUNDING AGREEMENT
For A
100% Locally Funded Project
Off-System**

THIS AGREEMENT is made by and between the State of Texas, acting by and through the Texas Department of Transportation called the "State", and Fort Bend County, acting by and through its duly authorized officials, called the "Local Government."

WITNESSETH

WHEREAS, the Texas Transportation Code, Sections 201.103 and 222.052 establish that the State shall design, construct and operate a system of highways in cooperation with local governments; and

WHEREAS, federal and state laws require local governments to meet certain contract standards relating to the management and administration of State and federal funds; and

WHEREAS, the State and Local Government do not anticipate that federal funds will be used for the Project governed by this Agreement; and

WHEREAS, the Governing Body of the Local Government has approved entering into this Agreement by resolution or ordinance dated _____, 20__, which is attached to and made a part of this Agreement as Attachment "A" for the improvement covered by this Agreement. A map showing the Project location appears in Attachment "B," which is attached to and made a part of this Agreement.

NOW, THEREFORE, in consideration of the premises and of the mutual covenants and agreements of the parties, to be by them respectively kept and performed as set forth in this Agreement, it is agreed as follows:

AGREEMENT

1. **Period of the Agreement**

This Agreement becomes effective when signed by the last party whose signing makes the Agreement fully executed. This Agreement shall remain in effect until the Project is completed or unless terminated as provided below.

2. **Scope of Work**

The Project consists of the widening of Crossover Road at FM 1463, including intersection improvements as shown on Attachment "B".

3. **Local Project Sources and Uses of Funds**

- A.** The total estimated cost of the Project is shown in the Project Budget – Attachment "C", which is attached to and made a part of this Agreement. The expected cash contributions from the State government, the Local Government, or other parties are shown in Attachment "C". The State will pay for only those Project costs that have been approved by the Texas Transportation Commission.
- B.** If the Local Government will perform any work under this Agreement for which reimbursement will be provided by or through the State, the Local Government must complete training. Training is complete when at least one individual who is working actively and directly on the Project successfully completes and receives a certificate for the course entitled *Local Government Project Procedures and Qualification for the Texas Department of Transportation*. The Local Government shall provide the certificate of qualification to the State. The individual who receives the training certificate may be an employee of the Local Government or an employee of a firm that has been contracted by the Local Government to perform oversight of the Project. The State in its discretion may deny reimbursement if the Local Government has not designated a qualified individual to oversee the Project.
- C.** The Project cost estimate shows how necessary resources for completing the Project will be provided by major cost categories. These categories may include but are not limited to: (1) costs of real property; (2) costs of utility work; (3) costs of environmental assessment and remediation; (4) cost of preliminary engineering and design; (5) cost of construction and construction management; and (6) any other local Project costs.
- D.** The State will be responsible for securing the State share of the funding required for the development and construction of the local Project. If the Local Government is due funds for expenses incurred, these funds will be reimbursed to the Local Government on a cost basis.
- E.** The Local Government will be responsible for all non-state participation costs associated with the Project, otherwise provided for in this Agreement or approved otherwise in an amendment to this Agreement. Where Special Approval has been granted by the State, the Local Government shall only in that instance be responsible for overruns in excess of the amount to be paid by the Local Government.

- F.** Prior to the performance of any engineering review work by the State, the Local Government will pay to the State the amount specified in Attachment C. At a minimum, this amount shall equal the Local Government's funding share for the estimated cost of preliminary engineering for the Project. At least sixty (60) days prior to the date set for receipt of the construction bids, the Local Government shall remit its remaining financial share for the State's estimated construction oversight and construction cost.
- G.** Whenever funds are paid by the Local Government to the State under this Agreement, the Local Government shall remit a check or warrant made payable to the "Texas Department of Transportation." The check or warrant shall be deposited by the State and managed by the State. The funds may only be applied by the State to the Project.
- H.** Upon completion of the Project, the State will perform an audit of the Project costs. Any funds due by the Local Government or the State will be promptly paid by the owing party. If after final Project accounting any excess funds remain, those funds may be applied by the State to the Local Government's contractual obligations to the State under another advance funding agreement with approval by appropriate personnel of the Local Government. NOT APPLICABLE
- I.** The State will not pay interest on any funds provided by the Local Government. NOT APPLICABLE
- J.** If a waiver has been granted to a service project, the State will not charge the Local Government for the indirect costs the State incurs on the local Project, unless this Agreement is terminated at the request of the Local Government prior to completion of the Project.
- K.** If the Project has been approved for a specified percentage or a "periodic payment" non-standard funding or payment arrangement under 43 TAC §15.52, the budget in Attachment C will clearly state the specified percentage or the periodic payment schedule.
- L.** If the Local government is an Economically Disadvantaged County (EDC) and if the State has approved adjustments to the standard financing arrangement, this Agreement reflects those adjustments.
- M.** If Special Approval has been granted by the State so that the Local Government bears the responsibility for paying cost overruns, the Local Government shall make payment to the State within thirty (30) days from the receipt of the State's written notification of those amounts.
- N.** The state auditor may conduct an audit or investigation of any entity receiving funds from the State directly under this Agreement or indirectly through a subcontract under this Agreement. Acceptance of funds directly under this Agreement or indirectly through a subcontract under this Agreement acts as acceptance of the authority of the state auditor, under the direction of the legislative audit committee, to conduct an audit or investigation in connection with those funds. An entity that is the subject of an audit or investigation must provide the state auditor with access to any information the state auditor considers relevant to the investigation or audit.

- O. Payment from the State under this Agreement beyond the end of the current fiscal biennium is subject to availability of appropriated funds. If funds are not appropriated, this Agreement shall be terminated immediately with no liability to either party. NOT APPLICABLE
- P. The Local Government is authorized to submit requests for reimbursement by submitting the original of an itemized invoice in a form and containing all items required by the State no more frequently than monthly, and no later than ninety (90) days after costs are incurred. If the Local Government submits invoices more than ninety (90) days after the costs are incurred, and if federal funding is reduced as a result, the State shall have no responsibility to reimburse the Local Government for those costs. NOT APPLICABLE
- Q. The State will not execute the contract for the construction of the Project until the required funding has been made available by the Local Government in accordance with this Agreement. NOT APPLICABLE

4. Termination of this Agreement

This Agreement shall remain in effect until the Project is completed and accepted by all parties, unless:

- A. The Agreement is terminated in writing with the mutual consent of the parties;
- B. The Agreement is terminated by one party because of a breach, in which case any cost incurred because of the breach shall be paid by the breaching party;
- C. The Local Government elects not to provide funding after the completion of preliminary engineering, specifications, and estimates (PS&E) and the Project does not proceed because of insufficient funds, in which case the Local Government agrees to reimburse the State for its reasonable actual costs incurred during the Project; NOT APPLICABLE or
- D. The Project is inactive for thirty-six (36) months or longer and no expenditures have been charged against state funds, in which case the State may in its discretion terminate this Agreement.

5. Amendments

Amendments to this Agreement due to changes in the character of the work, terms of the Agreement, or responsibilities of the parties relating to the Project may be enacted through a mutually agreed upon, written amendment.

6. Remedies

This Agreement shall not be considered as specifying the exclusive remedy for any Agreement default, but all remedies existing at law and in equity may be availed of by either party to this Agreement and shall be cumulative.

7. Utilities

The Local Government shall be responsible for the adjustment, removal, or relocation of utility facilities in accordance with applicable State laws, regulations, rules, policies, and procedures, including any cost to the State of a delay resulting from the Local Government's failure to ensure that utility facilities are adjusted, removed, or relocated before the scheduled beginning of construction. The Local Government will not be

reimbursed with state funds for the cost of required utility work. The Local Government must obtain advance approval for any variance from established procedures. Before a construction contract is let, the Local Government shall provide, at the State's request, a certification stating that the Local Government has completed the adjustment of all utilities that must be adjusted before construction is completed.

8. Environmental Assessment and Mitigation

Development of a transportation project must comply with applicable environmental laws.

- A. The Local Government is responsible for the identification and assessment of any environmental problems associated with the development of a local project governed by this Agreement.
- B. The Local Government is responsible for the cost of any environmental problem's mitigation and remediation.
- C. The Local Government is responsible for providing any public meetings or public hearings required for development of an environmental assessment. Public hearings will not be held prior to the approval of Project schematic.
- D. The Local Government is responsible for the preparation of documents required for the environmental clearance of this Project.
- E. Before the advertisement for bids, the Local Government shall provide to the State written documentation from the appropriate regulatory agency or agencies that all environmental clearances have been obtained.

9. Compliance with Texas Accessibility Standards and ADA

All parties to this Agreement shall ensure that the plans for and the construction of all projects subject to this Agreement are in compliance with the Texas Accessibility Standards (TAS) issued by the Texas Department of Licensing and Regulation, under the Architectural Barriers Act, Article 9102, Texas Civil Statutes. The TAS establishes minimum accessibility requirements to be consistent with minimum accessibility requirements of the Americans with Disabilities Act (P.L. 101-336) (ADA).

10. Procurement Standards

For projects being managed by the Local Government and on the State highway system or that include state funding, the Local Government must obtain approval from the State for its proposed procurement procedure for the selection of a professional services provider, a contractor for a construction or maintenance project or a materials provider.

11. Architectural and Engineering Services

The Local Government has responsibility for the performance of architectural and engineering services. The engineering plans for construction within State right-of-way shall be developed in accordance with the applicable *State's Standard Specifications for Construction and Maintenance of Highways, Streets and Bridges* and the special specifications and special provisions related to it. For projects on the state highway system, the design shall, at a minimum conform to applicable State manuals. For projects not on the state highway system, the design shall, at a minimum, conform to

applicable *American Association of State Highway and Transportation Officials* design standards. In procuring professional services, the parties to this Agreement must comply with Texas Government Code 2254, Subchapter A.

12. Construction Responsibilities

- A.** The Local Government shall advertise for construction bids, issue bid proposals, receive and tabulate the bids, and award and administer the contract for construction of the Project. Administration of the contract includes the responsibility for construction engineering and for issuance of any change orders, supplemental agreements, amendments, or additional work orders that may become necessary subsequent to the award of the construction contract.
- B.** The Local Government will use its approved contract letting and award procedures to let and award the construction contract.
- C.** Upon completion of the Project, the party constructing the Project will issue and sign a "Notification of Completion" acknowledging the Project's construction completion.

13. Project Maintenance

The Local Government shall be responsible for maintenance of locally owned roads after completion of the work and the State shall be responsible for maintenance of state highway system after completion of the work if the work was on the state highway system, unless otherwise provided for in existing maintenance agreements with the Local Government.

14. Right of Way and Real Property

The Local Government is responsible for the provision and acquisition of any needed right of way or real property.

15. Notices

All notices to either party shall be delivered personally or sent by certified or U.S. mail, postage prepaid, addressed to that party at the following address:

Local Government:	State:
County Judge Fort Bend County 401 Jackson Street Richmond, Texas 77469 With copy to County Engineer Fort Bend County Engineering Dept. 301 Jackson Street Richmond, Texas 77469	Director of Contract Services Texas Department of Transportation 125 E. 11 th Street Austin, Texas 78701

All notices shall be deemed given on the date delivered in person or deposited in the mail, unless otherwise provided by this Agreement. Either party may change the

above address by sending written notice of the change to the other party. Either party may request in writing that notices shall be delivered personally or by certified U.S. mail, and that request shall be carried out by the other party.

16. Legal Construction

If one or more of the provisions contained in this Agreement shall for any reason be held invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect any other provisions and this Agreement shall be construed as if it did not contain the invalid, illegal, or unenforceable provision.

17. Responsibilities of the Parties

The State and the Local Government agree that neither party is an agent, servant, or employee of the other party, and each party agrees it is responsible for its individual acts and deeds as well as the acts and deeds of its contractors, employees, representatives, and agents.

18. Ownership of Documents

Upon completion or termination of this Agreement, all documents prepared by the State shall remain the property of the State. All data prepared under this Agreement shall be made available to the State without restriction or limitation on their further use. All documents produced or approved or otherwise created by the Local Government shall be transmitted to the State in the form of photocopy reproduction on a monthly basis as required by the State. The originals shall remain the property of the Local Government. At the request of the State, the Local Government shall submit any information required by the State in the format directed by the State. (Apply to work in the existing right-of-way).

19. Compliance with Laws

The parties shall comply with all federal, state, and local laws, statutes, ordinances, rules and regulations, and the orders and decrees of any courts or administrative bodies or tribunals in any manner affecting the performance of this Agreement. When required, the Local Government shall furnish the State with satisfactory proof of this compliance.

20. Sole Agreement

This Agreement constitutes the sole and only agreement between the parties and supersedes any prior understandings or written or oral agreements respecting the Agreement's subject matter.

21. Inspection of Books and Records

The parties to this Agreement shall maintain all books, documents, papers, accounting records, and other documentation relating to costs incurred under this Agreement and shall make such materials available to the State and the Local Government, or their duly authorized representatives for review and inspection at its office during the Agreement period and for four (4) years from the date of completion of work defined under this Agreement or until any impending litigation, or claims are resolved.

Additionally, the State and the Local Government and their duly authorized representatives shall have access to all the governmental records that are directly applicable to this Agreement for the purpose of making audits, examinations, excerpts, and transcriptions.

22. Audit

Pursuant to Texas Government Code § 2262.154, the state auditor may conduct an audit or investigation of any entity receiving funds from the state directly under the contract or indirectly through a subcontract under the contract. Acceptance of funds directly under the contract or indirectly through a subcontract under this contract acts as acceptance of the authority of the state auditor, under the direction of the legislative audit committee, to conduct an audit or investigation in connection with those funds. An entity that is the subject of an audit or investigation must provide the state auditor with access to any information the state auditor considers relevant to the investigation or audit.

23. Insurance

If this Agreement authorizes the Local Government or its contractor to perform any work on State right of way, before beginning work the entity performing the work shall provide the State with a fully executed copy of the State's Form 1560 Certificate of Insurance verifying the existence of coverage in the amounts and types specified on the Certificate of Insurance for all persons and entities working on State right of way. This coverage shall be maintained until all work on the State right of way is complete. If coverage is not maintained, all work on State right of way shall cease immediately, and the State may recover damages and all costs of completing the work.

24. Historically Underutilized Business (HUB) and Small Business Enterprise (SBE) Requirements

For projects with state funds and no federal funds, the Local Government will be required to follow the provisions of Texas Transportation Code §201.702 and 43 TAC §§9.354-9.355 (HUB) and §§9.314-9.315 (SBE). The Local Government must incorporate project goals approved by TxDOT into project documents before advertising for receipt of bids. Contractors must select HUBs and SBEs from TxDOT-approved or maintained sources. The Local Government will provide monthly updates of HUB/SBE (as appropriate) participation and report final accomplishments to TxDOT for credit to overall program goals.

For projects with no state or federal funds that are not on the state or federal highway systems, the Local Government should follow its own local or specific ordinances and procedures. Local Governments are encouraged to use HUBs and SBEs from TxDOT-approved or maintained sources. The Local Government must also report final HUB accomplishments to TxDOT for credit to overall program goals.

25. Debarment Certifications

The State has requirements similar to the Federal Assistance Programs under Executive Order 12549 prohibiting contracts with debarred contractors. Texas

Administrative Code, Title 43, Chapter 9, Subchapter G provides for contractor sanctions.

26. Pertinent Non-Discrimination Authorities

During the performance of this Agreement, the Local Government, for itself, its assignees, and successors in interest agree to comply with the following nondiscrimination statutes and authorities; including but not limited to:

- A.** Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq., 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin); and 49 CFR Part 21.
- B.** The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (42 U.S.C. § 4601), (prohibits unfair treatment of persons displaced or whose property has been acquired because of Federal or Federal-aid programs and projects).
- C.** Federal-Aid Highway Act of 1973, (23 U.S.C. § 324 et seq.), as amended, (prohibits discrimination on the basis of sex).
- D.** Section 504 of the Rehabilitation Act of 1973, (29 U.S.C. § 794 et seq.) as amended, (prohibits discrimination on the basis of disability); and 49 CFR Part 27.
- E.** The Age Discrimination Act of 1975, as amended, (49 U.S.C. § 6101 et seq.), (prohibits discrimination on the basis of age).
- F.** Airport and Airway Improvement Act of 1982, (49 U.S.C. Chapter 471, Section 47123), as amended, (prohibits discrimination based on race, creed, color, national origin, or sex).
- G.** The Civil Rights Restoration Act of 1987, (PL 100-209), (Broadened the scope, coverage and applicability of Title VI of the Civil Rights Act of 1964, The Age Discrimination Act of 1975 and Section 504 of the Rehabilitation Act of 1973, by expanding the definition of the terms “programs or activities” to include all of the programs or activities of the Federal-aid recipients, sub-recipients and contractors, whether such programs or activities are Federally funded or not).
- H.** Titles II and III of the Americans with Disabilities Act, which prohibits discrimination on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 U.S.C. §§ 12131-12189) as implemented by Department of Transportation regulations at 49 C.F.R. parts 37 and 38.
- I.** The Federal Aviation Administration’s Nondiscrimination statute (49 U.S.C. § 47123) (prohibits discrimination on the basis of race, color, national origin, and sex).
- J.** Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations, which ensures nondiscrimination against minority populations by discouraging programs, policies, and activities with disproportionately high and adverse human health or environmental effects on minority and low-income populations.
- K.** Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, and resulting agency guidance, national origin discrimination includes discrimination because of limited English proficiency

(LEP). To ensure compliance with Title VI, the parties must take reasonable steps to ensure that LEP persons have meaningful access to the programs (70 Fed. Reg. at 74087 to 74100).

- L. Title IX of the Education Amendments of 1972, as amended, which prohibits the parties from discriminating because of sex in education programs or activities (20 U.S.C. 1681 et seq.).

27. Signatory Warranty

Each signatory warrants that the signatory has necessary authority to execute this Agreement on behalf of the entity represented.

THIS AGREEMENT IS EXECUTED by the State and the Local Government in duplicate.

THE LOCAL GOVERNMENT

DocuSigned by:

Robert Hebert

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Robert E. Hebert
Fort Bend County Judge

11/14/2017

Date

THE STATE OF TEXAS

DocuSigned by:

Kenneth Stewart

F1CDA80FDB8C4B6...

Kenneth Stewart
Director of Contract Services
Texas Department of Transportation

11/14/2017

Date

CSJ # 0912-34-196
District # 12 - Houston
Code Chart 64 # 50080
Project: Crossover Road at FM 1463

**ATTACHMENT A
RESOLUTION OR ORDINANCE**

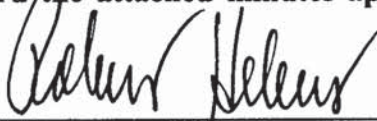
**APPROVAL OF MINUTES
COMMISSIONERS COURT
FORT BEND COUNTY**

I, Laura Richard, duly elected County Clerk and Clerk of Court, Fort Bend County, Texas do hereby submit the Official Minutes of Commissioners Court held on the 26th day of September, 2017.



LAURA RICHARD, COUNTY CLERK

Now, therefore, be it resolved upon the motion of Commissioner Meyers seconded by Commissioner Morales, duly put and carried, it is ordered to accept as presented for record the attached minutes approved on this the 3rd day of October, 2017.



ROBERT E. HEBERT, COUNTY JUDGE

September 26, 2017

MINUTES

BE IT REMEMBERED, That on this 26TH DAY of SEPTEMBER, 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 Vincent Morales.**
Invocation and Pledges of Allegiance by Commissioner Vincent Morales.
3. **Approve minutes of regular meeting held September 12, 2017, and public hearing held on September 13, 2017.**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve minutes of regular meeting held September 12, 2017, and public hearing held on September 13, 2017.

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

September 26, 2017

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

No public comments.

Service Awards were presented to County employees.

Judge Hebert announced Friday, September 29, 2017 is Fort Bend County Fair Day. County Offices will be closed.

5. **PUBLIC HEARINGS: 1:00 P.M.**

Public hearing held. No public comments.

A. **Conduct a Public Hearing on the proposal to increase the 2017 Tax Rate for Fort Bend County.**

B. **Conduct Public Hearing on the Proposed FY 2018 Budget for Fort Bend County, pursuant to Texas Local Government Code Section 111.067.**

C. **Engineering: Conduct Public Hearings and take all appropriate action on the following matters:**

Public hearing held. No public comments.

1. **Acceptance of the traffic control plans for Sienna Plantation, Section 21, and Section 23, Precinct 1.**

2. **Acceptance of the traffic control plan for River Forest Drive in River Forest (all sections) for the placement of 30 mph speed limit signs, Precinct 1.**

3. **Acceptance of the traffic control plans for Sienna Village of Anderson Springs, Section 19 and Sienna Village of Bees Creek, Section 24, Precinct 2.**

4. **Acceptance of street name change in Grand Mission Estates, Section 3, from Garland Hills Lane to Bellaria Lake Lane (southern stub street portion only), FBC plat records instrument #20140186, Precinct 3.**

Moved by Commissioner Morales, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Agenda Items 5C1 - 5C4.

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

September 26, 2017

CONSENT AGENDA ITEMS 6 - 29:

6. **OUT-OF-STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
 - A. **AgriLife Extension Office: Justin Saenz to Kansas City, Missouri, October 23-28, 2017, to attend the American Royal 4-H Livestock Judging Contest, coaching the Fort Bend County 4-H Livestock Judging Team. (Fund: AgriLife Extension Office)**
 - B. **AgriLife Extension Office: John Gordy to Denver, Colorado, November 5-7, 2017, to attend and be recognized at the 2017 Entomological Society of America meeting, with all travel expenses sponsored by Texas A&M AgriLife Research.**
 - C. **Health & Human Services - Emergency Medical Service: Makala Bradshaw, Corey Williams, Chris LaCourse, Tara Kaiser and April Duran to Las Vegas, Nevada, October 17-20, 2017 to attend the Emergency Medical Service World Trauma Expo and Conference. (Fund: Emergency Medical Service)**
 - D. **Sheriff's Office: M. Carter and C. Hillegeist to Philadelphia, Pennsylvania, October 20-25, 2017, to attend the 2017 International Association of Chiefs of Police Conference. (Fund: Sheriff's Office, Enforcement and Bailiffs)**
7. **COMMISSIONER, PCT. 3:**
 - A. **Approve renewal of the Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 58, with services to be provided by the Office of Constable, Precinct 3 effective through September 30, 2018.**
 - B. **Approve renewal of Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Cinco Municipal Utility District No. 8, with services to be provided by the Office of Constable, Precinct 3 effective through September 30, 2018.**
 - C. **Approve renewal of Agreement between Fort Bend County and Fort Bend County Toll Road Authority for the provision of toll enforcement, incident management, and law enforcement services on the Westpark Tollway, with services provided by the Office of Constable, Precinct 3 effective through September 30, 2018.**
8. **COMMISSIONER, PCT. 4:**
 - A. **Approve the appointment of Darrell Groves to the Board of Directors of Fort Bend County Levee Improvement District No. 15 in place of Allan Harris effective September 26, 2017 for a term ending October 11, 2020.**
 - B. **Approve the reappointment of Debra Coffman to the First Colony Levee Improvement District Board of Directors for a four year term effective until October 6, 2021.**

September 26, 2017

9. **AUDITOR:**

- A. **Approve the Designation of Fort Bend County (Applicant) Agents for the purpose of filing the Application for Public Assistance to FEMA for Grant DR 4332, Disaster Assistance regarding Hurricane Harvey.**
- B. **Approve Public Assistance Alternative Procedures Pilot Program for Debris Removal Acknowledgement form for Hurricane Harvey DR-4332.**

10. **BUDGET TRANSFERS:**

- A. **Auditor's Office: Approve transfer in the amount of \$587,853 as detailed on Auditor's form dated September 18, 2017 to allocate funds from mileage accrual regarding agreements for additional law enforcement services into account for the future purchase of new and replacement vehicles for said agreements.**
- B. **Auditor's Office: Approve transfer in the amount of \$752,523 as detailed on Auditor's form dated September 18, 2017 to allocate funds into specific accounts for the purchase of new and replacement vehicles pursuant to the agreements for additional law enforcement services in FY 2017.**
- C. **Facilities Management & Planning: Approve transfer in the amount of \$46,520 from Construction in Progress into Fees, as detailed on Director's form dated September 21, 2017, to reallocate funds into correct account for expenditures.**
- D. **Fairgrounds: Rescind Commissioners Court's approval of Agenda Item 21 on September 5, 2017, a transfer in the amount of \$17,500 from Non-Departmental Contingency into Fairgrounds for rental of air conditioning units due to unavailability of equipment requested.**

Pulled.

- E. **Juvenile Probation: Approve transfer in the amount of \$57,116 as detailed on Auditor's form dated September 18, 2017 to allocate the County's matching funds to the FY 2017 National School Lunch Program.**
- F. **Sheriff's Office - Enforcement: Approve transfer in the amount of \$14,475 as detailed on Auditor's form dated September 18, 2017 to allocate the County's matching funds to the FY 2017 Victim Coordinator Liaison Grant.**

11. **COMMUNITY SUPERVISION & CORRECTIONS:**

Approve payment in the amount of \$6,500.00 to Whitley Penn LLP for audit services provided to Community Supervision & Corrections Department through August 31, 2017. (Fund: Community Supervision & Corrections Department 2017 State Grant)

September 26, 2017

12. **CONSTABLE, PRECINCT 2:**

Approve renewal of Agreement between Fort Bend County and Fort Bend County Toll Road Authority for the provision of toll enforcement, incident management, and law enforcement services on the Fort Bend Parkway Toll Road, with services provided by the Office of Constable, Precinct 2 effective through September 30, 2018.

13. **CONSTABLE, PCT. 4:**

A. **Approve renewal of Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 146 effective through September 30, 2018.**

B. **Approve renewal of Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 115, 128, 129, and 149 effective through September 30, 2018.**

C. **Approve renewal of Agreement between Fort Bend County and Fort Bend Grand Parkway Toll Road Authority for the provision of toll enforcement, incident management, and law enforcement services on the Fort Bend Grand Parkway Tollway, with services provided by the Office of Constable, Precinct 4 effective through September 30, 2018.**

14. **ELECTIONS ADMINISTRATION:**

A. **Record into Minutes the availability of funds in the amount of \$23,923.55 for FY 2017 under Chapter 19 of the Texas Election Code for use by the Fort Bend County Office of Elections Administration to be used exclusively for activities to enhance voter registration and participation through August 31, 2019, as authorized by Texas Statute and Administrative Code rules.**

B. **Approve refund in the amount of \$423.80 to Fort Bend County Municipal Utility District No. 122 for overpayment of Election Services regarding for the May 6, 2017 Joint Election. (Fund: Elections Contracts)**

15. **ENGINEERING-PAYMENTS:**

A. **Approve payment of Invoice No. U2278-06 in the amount of \$40,157.00 to S&B Infrastructure for professional engineering services regarding Reading Road, Mobility Bond Project No. 13117x, Precinct 1. (Fund: 2013 Mobility Bonds)**

B. **Approve payment of Invoice No. 917064 in the amount of \$1,840.00 to Doucet & Associates for professional engineering services regarding Braxton Road, Mobility Bond Project No. 13116X, Precinct 1. (Fund: 2013 Mobility Bonds)**

C. **Approve payment of Invoice No. 1 in the amount of \$106,144.99 to Conrad Construction Co., Ltd. for construction of Willie Melton Boulevard, Mobility Bond Project No. 13115, Precinct 1. (Fund: 2013 Mobility Bonds)**

September 26, 2017

Item 15 continued - Engineering - Payments:

- D. Approve payment of Invoice No.29147 in the amount of \$5,000 to Binkley & Barfield, Inc., for professional engineering services regarding Mobility Program Planning and Development, Mobility Bond Project No. 17000X, Precincts 1, 2, 3 and 4. (Fund: 2013 Mobility Bonds)
- E. Approve payment of Invoice No. 6151 in the amount of \$131.25 to Property Acquisition Services for right of way services regarding projects within Precincts 1, 2, 3 and 4. (Fund: Right of Way)
- F. Approve payment of Invoice No. 6150 in the amount of \$20,488.75 to PAS for right of way services regarding Mobility Bond Projects within Precincts 1 and 4. (Fund: Right of Way)
- G. Approve payment of Invoice No. 6152 in the amount of \$225.00 to Property Acquisition Services for right of way services regarding Four Corners, Precinct 4. (Fund: Fort Bend County Assistance District No. 6)
- H. Approve payment of Invoice No. 17-5860 in the amount of \$1,746.04 to Berg-Oliver for environmental services regarding Chimney Rock, Mobility Bond Project No. 13203, Precinct 2. (Fund: 2013 Mobility Bonds)
- I. Approve payment of Invoice No. 17C10156-03 in the amount of \$8,098.88 to A&R Engineering and Testing Inc., for construction materials testing services regarding Chimney Rock, Mobility Bond Project No. x20, Precinct 2. (Fund: 2007 Mobility Bonds)
- J. Approve payment of Invoice No. 9306 in the amount of \$31,707.60 to Othon, Inc., for construction management services regarding 2013 Mobility Projects within Precinct 2 and Precinct 4. (Fund: 2013 Mobility Bonds)
- K. Approve payment of Invoice No. 18 in the amount of \$24,757.25 to HJ Consulting for engineering inspection services regarding FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)
- L. Approve payment of Invoice No. 274334R in the amount of \$41,391.09 to Percheron for right of way services regarding Mobility Projects within Precinct 3. (Fund: Right of Way)
- M. Approve payment of Invoice No. 130.01-0817 in the amount of \$9,375.00 and Invoice No. 130.01-0917 in the amount of \$ 10,000.00 to Mike Stone Associates for professional construction management services regarding FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)
- N. Approve payment of Invoice No. 274282R in the amount of \$22,902.47 to Percheron for right of way services regarding FM 1093/Westpark, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)

September 26, 2017

Item 15 continued - Engineering - Payments:

- O. **Approve payment of Invoice No. 0274266 in the amount of \$170.00 to Percheron for right of way services regarding Cane Island, Mobility Bond Project No. X12, Precinct 3. (Fund: Right of Way)**
- P. **Approve payment of Invoice No. 6144 in the amount of \$62,788.76 to PAS for professional consulting and inspecting services regarding FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)**
- Q. **Approve payment of Invoice No. 1 in the amount of \$72,273.42 and Invoice No. 2 in the amount of \$67,019.31 to DVL Enterprises, LLC. for construction of West Airport Right Turn Lane, Mobility Bond Project No. 13411, Precinct 4. (Fund: 2013 Mobility Bonds)**
- R. **Approve payment of Invoice No. 051305 in the amount of \$3,695.50 to Paradigm Consultants, Inc for construction material testing for West Airport Right Turn Lane, Mobility Bond Project No. 13411, Precinct 4. (Fund: 2013 Mobility Bonds)**
- S. **Approve payment of Invoice No. 1 in the amount of \$142,164.72 and Invoice No. 2 in the amount of \$125,676.79 to Mar-Con Services, LLC for construction of Owens Road, Mobility Bond Project No. 13403, Precinct 4. (Fund: 2013 Mobility Bonds)**
16. **ENGINEERING-PERMITS:**
- A. **Approve application from Drymalla Construction Company, Inc./VLK Architects to install four driveway tie-ins at 8500 A Myers, Permit No. 2017-14795, Pct. 1.**
- B. **Approve application from PS Light Wave, Inc., to bury fiber optic cable under and along W. Sycamore Road, between Rabb Road and S. Post Oak Boulevard, Permit No. 2017-14015, Precinct 1.**
- C. **Approve application from AT&T/Black & Veatch to bury fiber optic cable under and along Boulder Springs Drive, Permit No. 2017-15828, Precinct 2.**
- D. **Approve application from Harris Construction Company, LTD., to construct two left turn lanes at 8411 Sienna Springs Boulevard, Permit No. 2017-15893, Precinct 2.**
- E. **Approve release of Cashier's Check in the amount of \$7,000.00 to Nasir Z Shenwari for completion of work at 17401 Beechnut Street, Tract B, Permit No. 2017-14871, Precinct 2.**
- F. **Approve application from CTC Concrete, Inc./J. Patrick Homes, Ltd., to install a driveway tie-in at 21526 Aurora Park Drive, Permit No. 2017-15809, Precinct 3.**
- G. **Approve application from Hassell Construction Company, Inc., for swale widening on Crossover Road, Permit No. 2017-15700, Precinct 3.**

September 26, 2017

Item 16 continued - Engineering - Permits:

- H. **Approve release of Performance Bond in the amount of \$5,000.00 to Wytex BTS Inc., for completion of work at 7402 Grand Mission Boulevard, Permit No. 2016-10033, Precinct 3.**
- I. **Approve release of Cashier's Check in the amount of \$10,000.00 to Dalton V Knight & Knight Family Trust for completion of work at 10452 Gaston Road, Permit No. 2017-11220, Precinct 3.**
- J. **Approve application from DMAC Construction & Development, Inc./Urban Area to install a driveway tie-in on Trinity Woods Crossing at 9115 FM 723, Permit No. 2017-15660, Pct 3.**
- K. **Approve application from AT&T/Black & Veatch to bury fiber optic cable under and along Old Richmond Road and along McKaskle Road, Permit No. 2017-15814, Precinct 4.**
- L. **Approve application from AT&T/Black & Veatch to bury fiber optic cable under Old Richmond Road, between Oleta Lane and W Airport Boulevard, Permit No. 2017-15812, Precinct 4.**
- M. **Approve application from AT&T/Black & Veatch to bury fiber optic cable under Oak Lake Park Drive, Oak Lake Vista Drive and along Oak Lake Glen Drive, Permit No. 2017-15817, Precinct 4.**
- N. **Approve application from Noma Engineering & Construction to install a driveway tie-in at 15330 West Bellfort, Permit No. 2017-15583, Precinct 4.**
- O. **Approve application from LG & G Construction, Inc., to bury a 12-inch water line under Delta Lake Drive to interconnect with FBC MUD No. 146, Permit No. 2017-15865, Precinct 4.**
- P. **Approve application from A&M Contractors, Inc./CTC Contractors to install two driveway tie-ins at 11020 Harlem Road, Permit No. 2017-15329, Precinct 4.**
- Q. **Approve application from CenterPoint Energy to bury a 4-inch gas line under and along West Bellfort and Waterview Meadow Drive, Permit No. 2017-15810, Pct. 4.**
- R. **Approve release of Performance Bond in the amount of \$29,500.00 to Lobo Paving Inc., for completion of work at University Boulevard, Permit No. 2016-8129, Pct. 4.**
- S. **Accept bond rider for Mobilitie, LLC to change address on original Perpetual Bond.**
- 17. **ENGINEERING-DEVELOPMENT:**
 - A. **Approve the plat for the roads within Riverwood Village, Sec. 4, Precinct 1.**
 - B. **Approve the plat for the lots within Riverwood Village, Sec. 4, Precinct 1.**

September 26, 2017

Item 17 continued - Engineering - Development:

- C. **Approve the plat for the roads within Walnut Creek, Section Seventeen, Precinct 1.**
- D. **Approve the plat for the lots within Walnut Creek, Section Seventeen, Precinct 1.**
- E. **Approve the plat for the roads within Veranda, Section Fourteen, Precinct 1.**
- F. **Approve the plat for the lots within Veranda, Section Fourteen, Precinct 1.**
- G. **Approve the plat for the roads within Veranda, Section Eighteen, Precinct 1.**
- H. **Approve the plat for the lots within Veranda, Section Eighteen, Precinct 1.**
- I. **Approve the plat for the lots within Briscoe Falls, Section 3, Precinct 3.**
- J. **Approve the plat for the roads within Briscoe Falls, Section 3, Precinct 3.**
- K. **Accept the streets in Aliana, Section 40: Binion Lane 671.00 LF, Balintore Lane 896.00 LF, Sandhaven Drive 195.00 LF, Tippetty Trail 365.00 LF, and Vendres Crossing 553.00 LF for a total of 2,680.00 LF and release bond in the amount of \$189,841.96, Precinct 4.**
- L. **Accept bond rider for Sienna Plantation, Sec. 10, reducing it from \$357,910.00 to \$178,955.00, Precinct 1.**
- M. **Accept bond rider for Sienna Village of Destrehan, Sec. 7, reducing it from \$163,067.80 to \$81,533.90, Precinct 1.**
- N. **Accept bond rider for Williams Ranch Sec.4, reducing it from \$142,590.00 to \$71,295.00, Precinct 1.**
- O. **Accept bond rider for Sienna Village of Anderson Springs, Sec. 10A, reducing it from \$50,292.90 to \$25,146.45, Precinct 2.**
- P. **Accept bond rider for Sienna Village of Anderson Springs Sec 15A, reducing it from \$128,924.00 to \$64,462.00, Precinct 2.**
- Q. **Accept bond rider for Sienna Village of Anderson Springs, Sec. 15A PRP 1, reducing it from \$9,660.00 to \$4,830.00, Precinct 2.**
- R. **Accept bond rider for Sienna Village of Anderson Springs, Sec. 15B, reducing it from \$81,970.00 to \$40,985.00, Precinct 2.**
- S. **Accept bond rider for Sienna Village of Anderson Springs, Sec. 17B, reducing it from \$42,700.00 to \$21,350.00, Precinct 2.**

September 26, 2017

Item 17 continued - Engineering - Development:

- T. **Accept bond rider for Sienna Village of Anderson Springs, Sec. 25, reducing it from \$82,600.00 to \$41,300.00, Precinct 2.**
- U. **Accept bond rider for Sienna Village of Anderson Springs Sec 26A, reducing it from \$70,350.00 to \$35,175.00, Precinct 2.**
- V. **Accept bond rider for Sienna Village of Anderson Springs, Sec. 26B, reducing it from \$120,540.00 to \$60,270.00, Precinct 2.**
- W. **Accept bond rider for Sienna Village of Bees Creek, Sec. 21, reducing it from \$355,067.20 to \$177,533.60, Precinct 2.**
- X. **Accept bond rider for Sienna Village of Bees Creek Sec. 23A, reducing it from \$314,349.60 to \$157,174.80, Precinct 2.**
- Y. **Accept bond rider for Sienna Village of Bees Creek Sec 28, reducing it from \$397,320.00 to \$198,660.00, Precinct 2**
- Z. **Accept bond rider for Aliana Sec. 36, reducing it from \$296,637.60 to \$148,318.80, Precinct 4.**
- AA. **Accept bond rider for Aliana, Sec. 44, reducing it from \$413,406.70 to \$206,703.35, Pct 4.**
- BB. **Accept bond rider for Aliana Sec. 49, reducing it from \$175,070.00 to \$87,535.00, Precinct 4.**
- CC. **Accept bond rider for Aliana Clouston Ave. and Manderston Ave. St. Ded., reducing it from \$201,950.00 to \$100,975.00, Precinct 4.**
- DD. **Accept bond rider for Aliana Somerled Avenue at Clouston Avenue St. Ded., reducing it from \$215,250.00 to \$107,625.00, Precinct 4.**
- EE. **Accept bond rider for Aliana Sec. 25, reducing it from \$168,214.20 to \$84,107.10, Precinct 4.**
- FF. **Accept bond rider for Aliana Sec. 30, reducing it from \$116,418.40 to \$58,209.20, Precinct 4.**
- GG. **Accept bond rider for Sienna Village of Bees Creek Sec 26, reducing it from \$94,410.00 to \$47,205.00, Precinct 2.**
- HH. **Accept bond rider for Aliana Sec. 16, reducing it from \$100,061.50 to \$50,030.75, Precinct 4.**
- II. **Accept bond rider for Aliana Sec. 20 Partial Replat No. 1, reducing it from \$230,381.20 to \$115,190.60, Precinct 4.**

September 26, 2017

Item 17 continued - Engineering - Development:

- JJ. **Set public hearing for acceptance of the traffic control plan for (Katy ISD) Creech Elementary School temporary location at UH-Cinco Ranch campus due to Hurricane Harvey, for the creation of school zone and addition of "No Left Turn" and "No U-turn" signs on Mason Road, University Park Drive and Camden Bend Lane, Precinct 3. (Tuesday, October 24, 2017 at 1:00 p.m.)**

- KK. **Set public hearing for acceptance of the traffic control plan for Aliana, Section 40, Precinct 4. (Tuesday, October 24, 2017 at 1:00 p.m.)**

- 18. **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. 5481 in the amount of \$23,037.75 to AGCM for construction management services regarding the expansion of the Justice Center;**

 - B. **Pay Application No. 6 in the amount of \$2,913,232.12 to Brookstone LP., for construction services regarding expansion of the Justice Center;**

 - C. **Invoice No. 10043945 and Invoice No. 10043946 for an amount totaling \$29,108.48 to PGAL for architectural services regarding expansion of the Justice Center;**

 - D. **Invoice No. JMM9312 in the amount of \$182.78 to CDW Government for information technology expenses regarding expansion of the Justice Center;**

 - E. **Invoice No. 1580 in the amount of \$1,701.00 to Austin Reed Engineers LLC for geotechnical services regarding the Fifth Street Community Center;**

 - F. **Pay Application No. 3 in the amount of \$14,414.60 to The Thomas Group, Inc., for demolition services regarding renovations to the Missouri City Gymnasium Rehabilitation;**

 - G. **Invoice No. 1602-12 and Invoice No. 1602-13 for an amount totaling \$10,799.95 from Merriman, Holt, Powell for architectural services regarding an addition to and expansion of the Missouri City Branch Library;**

 - H. **Invoice No. 143603-24A in the amount of \$40,756.00 to A Rocket Moving & Storage Inc., for relocation services regarding an addition to and expansion of the Missouri City Branch Library;**

 - I. **Pay Application No. 11 in the amount of \$156,105.38 to Crain Group LLC., for construction services regarding the Fairgrounds Livestock Building;**

 - J. **Invoice No. FBCF-0817A in the amount of \$12,580.00 to Insource Technology for network upgrade services regarding the Fairgrounds Livestock Building;**

September 26, 2017

Item 18 continued - Facilities Management & Planning:

- K. **Ratify the payment of Invoice No. 2017057 in the amount of \$22,579.60 to Ferox Rubber for rolled diamond mats for the Fairgrounds Livestock Building;**
 - L. **Ratify the payment in the amount of \$9,679.50 to the City of Richmond for Commercial Permit Fees associated with the Sheriff's Office Administration Building.**
19. **FORT BEND COUNTY TOLL ROAD AUTHORITY: The Board of Directors of the Fort Bend County Toll Road Authority reviewed these items at their regular Board meeting held on September 20, 2017, and makes the following recommendations to Commissioners Court:**
- A. **Approve renewal of Agreement between Fort Bend County and Fort Bend County Toll Road Authority for the provision of toll enforcement, incident management, and law enforcement services on the Fort Bend Parkway Toll Road, with services provided by the Office of Constable, Precinct 2 effective through September 30, 2018.**
 - B. **Approve renewal of Agreement between Fort Bend County and Fort Bend County Toll Road Authority for the provision of toll enforcement, incident management, and law enforcement services on the Westpark Tollway, with services provided by the Office of Constable, Precinct 3 effective through September 30, 2018.**
 - C. **Approve Temporary Right of Entry Agreement between Fort Bend County Toll Road Authority and City of Wallis.**
 - D. **Approve Temporary Right of Entry Agreement between Fort Bend County Toll Road Authority and City of Eagle Lake.**
20. **FORT BEND GRAND PARKWAY TOLL ROAD AUTHORITY: The Board of Directors of the Fort Bend Grand Parkway Toll Road Authority reviewed this item at their regular meeting held on September 20, 2017, and makes the following recommendation to Commissioners Court:**
- A. **Approve renewal of Agreement between Fort Bend County and Fort Bend Grand Parkway Toll Road Authority for the provision of toll enforcement, incident management, and law enforcement services on the Fort Bend Grand Parkway, with services provided by the Office of Constable, Precinct 4 effective through September 30, 2018.**
 - B. **The Board reviewed this item on July 19, 2017 and requests that Commissioners Court approve the Master Agreement between Fort Bend Grand Parkway Toll Road Authority and Wendorf Beward & Partners, LLC to provide professional services regarding the Judge Jodie Stavinoha Bridge erosion project.**

September 26, 2017

21. **HEALTH & HUMAN SERVICES:**

Social Services: Accept grant funds from the Office of the Governor, Criminal Justice Division for the Victims of Crime Act, IRIS Women's Program, in the amount of \$126,156.82 with a cash match by the County of \$31,539.21 for a total program budget of \$157,696.03 for the period of October 1, 2017 to September 30, 2018. (Fund: Social Services)

22. **HUMAN RESOURCES:**

- A. **Approve request for withdrawal of 480 hours from the Shared Sick Leave Pool for employee of Road and Bridge, Position No. 6111-0021.**
- B. **Approve and record into Minutes the application for Appointment of Deputy Constable Jason Watson by Constable Precinct 3, in accordance with Constable's form dated September 13, 2017 pursuant to Local Government Code §86.011.**
- C. **Approve and record into Minutes the application for Appointment of Deputy Constable Long V. Nguyen by Constable Precinct 4, in accordance with Constable's form dated September 13, 2017 pursuant to Local Government Code §86.011.**
- D. **Ratify the rehire of former employee number 1012407, who terminated employment on January 13, 2017, and was rehired effective September 25, 2017.**

23. **PARKS & RECREATION:**

Approve Pay Application No. 1 in the amount of \$25,350.75 to Apex Consulting Group, Inc. pursuant to SOQ 17-059 for construction services regarding design/build of the Pavilion at Bates Allen Park. (Fund: 2015 Facilities Bond, Proposition 1)

24. **PUBLIC TRANSPORTATION:**

Approve Contract Pricing Summary (Form 60), Statement of Certification regarding Conflict of Interest, Debarment and Suspension Status, and Title VI for the Houston Galveston Area Council Commuter and Transit Services Pilot Program Year 3 funding.

25. **PURCHASING:**

- A. **Authorize advertising for bids for vehicles.**
- B. **Approve the continued purchase of copy paper from Gulf Coast Paper, utilizing Buy Board Agreement 528-17 for various departments upon request from their Fiscal Year 2018 budgets.**
- C. **Approve the continued rental of work uniforms from G&K Services, utilizing Buy Board Agreement 507-16 for various departments upon request from their Fiscal Year 2018 budgets.**

September 26, 2017

Item 25 continued - Purchasing:

- D. **Approve the continued purchase of technology equipment, software, and related services from SHI Government Solutions, utilizing State of Texas Department of Information Resources Agreement DIR-SDD-2500 for various departments upon request from their Fiscal Year 2018 budgets.**
- E. **Approve the continued purchase of technology equipment, software, and related services from SHI Government Solutions, utilizing State of Texas Department of Information Resources Agreement DIR-SDD-2503 for various departments upon request from their Fiscal Year 2018 budgets.**
- F. **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 2018 budgets.**
- G. **Approve the continued purchase of Avaya networking products and services from Datavox, Inc., utilizing State of Texas Department of Information Resources Agreement DIR-TSO-2666 for various departments upon request from their Fiscal Year 2018 budgets.**
- H. **Approve the continued purchase of hardware, software, wireless service, voice and data from Verizon Wireless, utilizing State of Texas Department of Information Resources Agreement DIR-TSO-3415 for various departments upon request from their Fiscal Year 2018 budgets.**
- I. **Approve the continued purchase of long distance services from AT&T Corp., utilizing State of Texas Department of Information Resources Agreement DIR-TEX-AN-NG-CTSA-005 for various departments upon request from their Fiscal Year 2018 budgets.**
- J. **Approve the continued purchase of hardware, software, wireless service, voice and data from AT&T, utilizing State of Texas Department of Information Resources Agreement DIR-TSO-3420 for various departments upon request from their Fiscal Year 2018 budgets.**
- K. **Approve the purchase of police equipment and accessories from Axon Enterprise, Inc., utilizing TxSmartBuy Agreement 680-A1 for various departments upon request from their Fiscal Year 2018 budgets.**
- L. **Approve the continued purchase of antennas and accessories from GTS Technology Solutions, Inc., utilizing State of Texas Department of Information Resources Agreement DIR-TSO-3652 for various departments upon request from their Fiscal Year 2018 budgets.**
- M. **Approve the continued purchase of detention supplies from Bob Barker Company, Inc., utilizing Buy Board Agreement 506-16 for various departments upon request from their Fiscal Year 2018 budgets.**
- N. **Approve the continued purchase of officer uniforms, supplies, and armor from Bob Barker Company, Inc., utilizing Buy Board Agreement 507-16 for various departments upon request from their Fiscal Year 2018 budgets.**

September 26, 2017

Item 25 continued - Purchasing:

- O. **Approve the continued purchase of computer equipment, software, and peripherals from Dell Marketing, L.P., utilizing State of Texas Department of Information Resources Agreement DIR-SDD-1951 for various departments upon request from their Fiscal Year 2018 budgets.**
- P. **Approve the continued purchase of HP toner and ink cartridges from ELP Enterprises, utilizing State of Texas Department of Information Resources Agreement DIR-TSO-2538 for various departments upon request from their Fiscal Year 2018 budgets.**
- Q. **Approve the continued purchase of Xerox toner and ink cartridges from ELP Enterprises, utilizing State of Texas Department of Information Resources Agreement DIR-TSO-3043 for various departments upon request from their Fiscal Year 2018 budgets.**
- R. **Approve the continued purchase of fasteners and miscellaneous shop supplies from Fastenal, utilizing National IPA Agreement R142101 for various departments upon request from Fiscal Year 2018 budgets.**
- S. **Approve the continued purchase of maintenance, repair, and operations supplies, parts, equipment, and materials from Grainger, utilizing National IPA Agreement 141003 for various departments upon request from their Fiscal Year 2018 budgets.**
- T. **Approve the continued purchase of janitorial supplies from Gulf Coast Paper, utilizing Buy Board Agreement 490-15 for various departments upon request from their Fiscal Year 2018 budgets.**
- U. **Approve the purchase of networking equipment from Integration Partners Corporation, utilizing State of Texas Department of Information Resources Agreement DIR-TSO-2654 for various departments upon request from their Fiscal Year 2018 budgets.**
- V. **Approve the continued purchase of in-car video equipment from L-3 Communications, utilizing Houston Galveston Area Council Agreement EF04-17 for various departments upon request from their Fiscal Year 2018 budgets.**
- W. **Approve the continued purchase of office supplies and copy paper from Office Depot, utilizing TCPN Agreement R141703 for various departments upon request from their Fiscal Year 2018 budgets.**
- X. **Approve the continued purchase of auto parts from O'Reilly Auto Parts, utilizing National Cooperative Purchasing Alliance Agreement NCPA 05-13 for various departments upon request from their Fiscal Year 2018 budgets.**
- Y. **Approve the continued purchase of voice and data cabling from MCA Communications, Inc., utilizing State of Texas Department of Information Resources Agreement DIR-TSO-2682 for various departments upon request from their Fiscal Year 2018 budgets.**

September 26, 2017

Item 25 continued - Purchasing:

- Z. **Approve the continued purchase of computer software from PCMG, Inc. (PCM Gov), utilizing State of Texas Department of Information Resources Agreement DIR-SDD-2504 for various departments upon request from their Fiscal Year 2018 budgets.**

- AA. **Approve the continued purchase of toner and ink cartridges from The Office Pal, utilizing The Interlocal Purchasing System (TIPS) Agreement 03062515 for various departments upon request from their Fiscal Year 2018 budgets.**

- BB. **Approve the continued purchase of auto parts from Davis Auto, utilizing US Communities Agreement 2017000280 for various departments upon request from their Fiscal Year 2018 budgets.**

- CC. **Approve the continued purchase of telecommunication services from Department of Information Resources, utilizing State of Texas Department of Information Resources Agreement DIR-TEX-AN-NG-CTSA-005 and DIR-TEX-AN-NG-CTSA-008 for various departments upon request from their Fiscal Year 2018 budgets.**

- DD. **Approve the continued purchase of Panasonic Toughbook mobile computers and accessories from GTS Technology Solutions, Inc., utilizing State of Texas Department of Information Resources Agreement DIR-TSO-2520 for various departments upon request from their Fiscal Year 2018 budgets.**

- EE. **Approve the continued purchase of school zone lights and traffic signal components from Paradigm Traffic Systems, utilizing Buy Board Agreement 524-17 for various departments upon request from their Fiscal Year 2018 budgets.**

- FF. **Approve the continued purchase of hardware, software, wireless service, voice and data from Sprint Solutions, Inc., utilizing Houston-Galveston Area Council Agreement CW10-14 for various departments upon request form their 2018 budgets.**

- GG. **Approve the continued purchase of docking stations from GTS Technology Solutions, Inc., utilizing State of Texas Department of Information Resources Agreement DIR-TSO-2555 for various departments upon request from their Fiscal Year 2018 budgets.**

26. **RISK MANAGEMENT:**

Approve renewal of Aircraft Hull & Liability Insurance Proposal by Arthur J. Gallagher Risk Management Services, Inc. for the period of September 17, 2017 through September 17, 2018; authorize Director of Risk Management to sign Client Authorization to Bind Coverage document.

Consent Agenda Item #26 has been moved to Discussion Items.

September 26, 2017

27. **SHERIFF'S OFFICE:**

- A. **Accept grant funds from the Office of the Governor, Criminal Justice Division, in the amount of \$71,666, Award Number 2016-VA-GX-0033, Grant # 3058302, Victim Case Coordination Program, with a cash match by the County of \$17,916.50 effective October 1, 2017 through June 30, 2019. (Fund: Sheriff's Office)**
- B. **Approve renewal of Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 155 effective through September 30, 2018.**
- C. **Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and Waterview Estates Owner's Association effective through September 30, 2018.**
- D. **Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and Greatwood Community Association effective through September 30, 2018.**
- E. **Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and Cinco Commercial Property Association, Inc. effective through September 30, 2018.**
- F. **Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and Firethorne Community Association, Inc. effective through September 30, 2018.**
- G. **Approve renewal of Motorcycle Agreements between Fort Bend County and the following specified employees: Christopher Bronsell, Brett Frankie, Rodolfo Hernandez, Joseph Lancaster, David Mejorado, Reid Rader and Jesse Zamaripa; effective October 1, 2017 through September 30, 2018. (Fund: Sheriff's Office)**
- H. **Record into Minutes the Agreement between Fort Bend County Sheriff's Office and NCS Pearson, Inc., to provide electronic delivery of Test within the correctional facility. (Fund: Commissary)**

28. **TAX ASSESSOR/COLLECTOR:**

- A. **Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on September 19, 2017, for an amount totaling \$142,805.65 for the Office of Patsy Schultz.**
- B. **Record into Minutes the Summary Monthly Report of Property Taxes collected in August 2017 as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.**

September 26, 2017

29. **TREASURER:**

Approve Monthly Report submitted by County Treasurer for August 2017, and authorize advertisement of Affidavit of the same, in accordance with Local Government Code Section 114.026.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve Consent Agenda Items 6 - 29, excepting 10D and 26.

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

Consent Agenda Item #10D pulled.
Consent Agenda Item #26 moved to Discussion.

Commissioner Patterson congratulated Darrell Groves who will replace Allan Harris. Mr. Harris served diligently on the Board of Directors for Fort Bend County Levee Improvement District No. 15.

Consent Agenda Item #26 moved to Discussion Items:

26. **RISK MANAGEMENT:**

Approve renewal of Aircraft Hull & Liability Insurance Proposal by Arthur J. Gallagher Risk Management Services Inc. for the period of September 17, 2017 through September 17, 2018; authorize Director of Risk Management to sign Client Authorization to Bind Coverage document.

Moved by Commissioner Patterson, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve renewal of Aircraft Hull & Liability Insurance Proposal by Arthur J. Gallagher Risk Management Services Inc. for the period of September 17, 2017 through September 17, 2018; authorize Director of Risk Management to sign Client Authorization to Bind Coverage document.

MOTION WITHDRAWN

After a lengthy discussion, it was determined to pull this item.

PULLED

September 26, 2017

30. COUNTY JUDGE:

A. **Take all appropriate action on an Order Appointing Justice of the Peace in Fort Bend County Justice Court Precinct 3 pursuant to Texas Local Government Code Section 87.041.**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to appoint George Lawrence to serve as Justice of the Peace in Fort Bend County Justice Court Precinct 3, effective upon subscribing to the Oath of Office and delivery of the Bond documents.

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

Mr. George Lawrence was a trial lawyer for twenty five years and is honored and privileged to serve the people of Fort Bend County.

Commissioner Meyers indicated that Mr. Lawrence has agreed he will not be a candidate for Justice of the Peace, Precinct 3 position.

Judge Ken Cannata has been appointed the new Judge for the 458th Judicial District court.

B. **Take all appropriate action on Order Authorizing Issuance of Fort Bend County, Texas, Tax and Revenue Certificates of Obligation, Taxable Series 2017B (QECB); prescribing the terms and conditions thereof; providing for the payment thereof; making other provisions regarding such certificates and matters incident thereto; and authorizing execution and delivery of a paying agent/registrar agreement.**

Pulled.

September 26, 2017

Item 30 continued - County Judge:

- C. **Take all appropriate action to establish the regular meeting schedule of Fort Bend County Commissioners Court, pursuant to Local Government Code Section 81.0005(a) for Fiscal Year 2018, meeting every Tuesday except the third and fifth Tuesday of each month, at 1:00 p.m. in the Commissioners Courtroom located on the second floor of the Courthouse located at 401 Jackson Street in Richmond, Texas.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to approve the regular meeting schedule of Fort Bend County Commissioners Court, pursuant to Local Government Code Section 81.0005(a) for Fiscal Year 2018, meeting every Tuesday except the third and fifth Tuesday of each month, at 1:00 p.m. in the Commissioners Courtroom located on the second floor of the Courthouse located at 401 Jackson Street in Richmond, Texas.

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

- D. **Take all appropriate action to consider change to the regular meeting schedule for Commissioners Court in Fiscal Year 2018, specifically the month of December, 2017, to meet December 5, 12, and 19, 2017.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to approve the change to the regular meeting schedule for Commissioners Court in Fiscal Year 2018, specifically the month of December, 2017, to meet December 5, 12, and 19, 2017.

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

September 26, 2017

Item 30 continued - County Judge:

- E. **Take all appropriate action to consider granting an exemption to the competitive bid process as authorized by Local Government Code 262.024 (a)(4) for the purchase of professional services, for commitment hearings to state mental facilities for Fiscal Year 2018 from the following: Travis County for Austin State Hospital; Howard County for Big Spring Hospital; Cherokee County for Rusk State Hospital; Kerr County for Kerrville State Hospital; Wilbarger County for Vernon State Hospital; Bexar County for San Antonio State Hospital; and Kaufman County for Terrell State Hospital.**

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 262.024 (a)(4) for the purchase of professional services, for commitment hearings to state mental facilities for Fiscal Year 2018 from the following: Travis County for Austin State Hospital; Howard County for Big Spring Hospital; Cherokee County for Rusk State Hospital; Kerr County for Kerrville State Hospital; Wilbarger County for Vernon State Hospital; Bexar County for San Antonio State Hospital; and Kaufman County for Terrell State Hospital.

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

- F. **Take all appropriate action on the appointment of underwriters for the expected issuance by Fort Bend County, Texas of approximately \$60,000,000 in Unlimited Tax Road Bonds in late 2017 or early 2018.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve the appointment of underwriters for the expected issuance by Fort Bend County, Texas of approximately \$60,000,000 in Unlimited Tax Road Bonds in late 2017 or early 2018.

Appointed Underwriters are:

Siebert Cisneros Shank & Co., LLC	Senior Manager	50%
Hutchinson, Shockey, Erley & Co.	Co-Manager	25%
Mesirow Financial Inc	Co-Manager	25%

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

September 26, 2017

31. **COMMISSIONER, PCT. 1:**

Take all appropriate action on request to waive the tent rental fee of \$2,250 for the Fort Bend County Fair Association for the Fort Bend County Fair beginning September 27, 2017 through October 8, 2017.

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve the request to waive the tent rental fee of \$2,250 for the Fort Bend County Fair Association for the Fort Bend County Fair beginning September 27, 2017 through October 8, 2017.

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

32. **COMMISSIONER, PCT. 3:**

A. **Take all appropriate action on Petition and Consent to the Inclusion of Real Estate to Fort Bend County Assistance District No. 1.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve Petition and Consent to the Inclusion of Real Estate to Fort Bend County Assistance District No. 1.

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

Commissioner Meyers explained sections of roads in CAD9 are being moved into CAD1, to use funds from CAD1, to install radar powered speed notification signs.

Recess: 1:27 p.m. - Convene meeting for Fort Bend County Assistance District No. 9 and Fort Bend County Assistance District No. 1.

Reconvene: 1:30 p.m.

September 26, 2017

Item 32 continued - Commissioner, Pct. 3:

B. Take all appropriate action on request by James Wade to waive penalty and interest totaling \$368.48 on property taxes for account located on Dewflower Drive, tax year 2016, Pct. 3.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to deny request by James Wade to waive penalty and interest totaling \$368.48 on property taxes for account located on Dewflower Drive, tax year 2016, Pct. 3.

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

C. Take all appropriate action on request by James Wade to waive penalty and interest totaling \$445.62 on property taxes for account located on Lucky Star Lane, tax year 2016, Precinct 3.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to deny request by James Wade to waive penalty and interest totaling \$445.62 on property taxes for account located on Lucky Star Lane, tax year 2016, Precinct 3.

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

D. Take all appropriate action on request by James Wade to waive penalty and interest totaling \$325.36 on property taxes for account located on Marquette Trail, tax year 2016, Precinct 3.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to deny request by James Wade to waive penalty and interest totaling \$325.36 on property taxes for account located on Marquette Trail, tax year 2016, Precinct 3.

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

September 26, 2017

33. **AUDITOR:**

Take all appropriate action on collection of fees as presented by the Auditor's Office effective October 1, 2017.

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve collection of fees as presented by the Auditor's Office effective October 1, 2017.

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

34. **BUDGET & FINANCE:**

A. **Take all appropriate action on FY 2018 Proposed Positions for Fort Bend County.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve FY 2018 Proposed Positions for Fort Bend County, as presented by the Budget Office dated September 26, 2017.

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

B. **Take all appropriate action to set the FY 2018 Salaries for Elected Officials of Fort Bend County, pursuant to Texas Local Government Code Sec 152.011.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve the FY 2018 Salaries for Elected Officials of Fort Bend County, pursuant to Texas Local Government Code Sec 152.011.

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

September 26, 2017

Item 34 continued - Budget & Finance:

- C. **Take all appropriate action to adopt the 2017 Tax Rate for Fort Bend County, and take a record vote, pursuant to Property Tax Code 26.05, as follows:**

Proposed General Fund Tax Rate	\$0.36400
Proposed Road & Bridge Fund Tax Rate	\$0.02300
Proposed Interest & Sinking Fund Tax Rate	\$0.06600
Total Proposed Tax Rate	\$0.45300

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered, by verbal vote, the property tax rate be increased by the adoption of a tax rate of \$0.36400 for the General Fund, \$0.02300 for the Road & Bridge Fund and \$0.06600 for the Interest & Sinking Fund for a total Fort Bend County Tax Rate of \$0.45300, which is effectively a 1.26 percent increase in the tax rate.

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

Commissioner Meyers stated the stipulation is an increase in the tax rate and an artificial construct created by the legislature. The reality is the tax rate of 45.3 cents times the taxable value will generate less revenue. As a general rule, taxpayers will be paying less to the County on its existing property only. New property does not factor into the calculation of the tax increase. Based on the current tax rate, this is a reduction from last year. The tax revenue goes down and taxpayers, as a whole, are paying fewer taxes even though a statement must be made that the tax is an increase.

MOTION PASSES

September 26, 2017

Item 34 continued - Budget & Finance:

- D. **Take all appropriate action on the FY 2018 Budget for Fort Bend County, and take a record vote, pursuant to Texas Local Government Code Sec 111.068.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
 Duly put and unanimously carried (5-0), it is ordered, by verbal vote, to approve the 2018 Budget with the adjustment noted by the Budget Officer.

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

Pamela Gubbels, Director of Finance and Investments, noted a list of proposed changes, dated 9/22/2017, included two items. The first item is to decrease the property tax revenue by \$1,409,219, which is split between Non-departmental, Road and Bridge and Debt Service. The second change is to make a correction in the salary and personnel cost in Purchasing Department for a total of \$12,686. With the two changes, the total budget, including Drainage, is \$365,481,719. This is a ½% increase over the 2017 Budget.

MOTION PASSES

35. **ELECTIONS ADMINISTRATION:**

- A. **Take all appropriate action on the approval of seventy-six sites as Countywide Polling Places for the November 7, 2017 Special and Joint Election, as submitted by the Elections Administrator.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
 Duly put and unanimously carried (5-0), it is ordered to approve the seventy-six sites as Countywide Polling Places for the November 7, 2017 Special and Joint Election, as submitted by the Elections Administrator.

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

John Oldham, Elections Administrator, stated one change has been made to the list. Merrill Center has been dropped and Katy High School has been added.

September 26, 2017

Item 35 continued - Elections Administration:

- B. Take all appropriate action on request to increase pay by \$1.00 per hour for Fort Bend County Election Judges, Alternate Judges, Early Voting Clerks and Early Voting Ballot Board members effective October 1, 2017. (Fund: Election Services and Elections Contract)**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
 Duly put and unanimously carried (5-0), it is ordered to approve request to increase pay by \$1.00 per hour for Fort Bend County Election Judges, Alternate Judges, Early Voting Clerks and Early Voting Ballot Board members effective October 1, 2017. (Fund: Election Services and Elections Contract)

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

John Oldham, Elections Administrator indicated the increase will be \$10 for clerks, \$11 for judges, \$11 and \$12 for early voting clerks and presiding clerks.

36. ENGINEERING:

- A. Take all appropriate action on request for variance to calculation method of Substantial Damage Estimates by use of Replacement Cost Value instead of the Fort Bend County Central Appraisal District Value as prescribed in the Fort Bend County Regulations for Floodplain Management, to be completed for residences damaged during Hurricane Harvey.**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
 Duly put and unanimously carried (5-0), it is ordered to approve variance to calculation method of Substantial Damage Estimates by use of Replacement Cost Value instead of the Fort Bend County Central Appraisal District Value as prescribed in the Fort Bend County Regulations for Floodplain Management, to be completed for residences damaged during Hurricane Harvey.

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

Judge Hebert stated this is a change from the previous three floods. Replacement Cost Value is recommended by the County Engineer. This is a more proactive value, as far as, negotiating and is approved by FEMA with a standard format for developing the replacement cost value.

Commissioner Meyers noted the reduction in the revenue is because the court agreed to adjust the property values for the homes, impacted by Hurricane Harvey, which corresponds to \$1.4 million decrease in revenue.

Item 36 continued - Engineering:

- B. Take all appropriate action on Advance Funding Agreement between Texas Department of Transportation and Fort Bend County regarding the design and construction of Crossover Road, Mobility Bond Project No. 13307, Precinct 3.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve Advance Funding Agreement between Texas Department of Transportation and Fort Bend County regarding the design and construction of Crossover Road, Mobility Bond Project No. 13307, Pct 3.

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

- C. Take all appropriate action on request for temporary road closure pursuant to Section 251.011 of the Texas Transportation Code, for closure of Sycamore Road during construction, from Eaglewood Trail Drive to Rabb Road in Precinct 1, (Mobility Bond Project No. 13113, closure from September 27, 2017 until February 15, 2018.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve temporary road closure pursuant to Section 251.011 of the Texas Transportation Code, for closure of Sycamore Road during construction, from Eaglewood Trail Drive to Rabb Road in Precinct 1, (Mobility Bond Project No. 13113, closure from September 27, 2017 until February 15, 2018.

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

Item 36 continued - Engineering:

- D. **Take all appropriate action on Advance Funding Agreement between Texas Department of Transportation and Fort Bend County regarding the design and construction of Cane Island Parkway, Mobility Bond Project No. 13306, Precinct 3.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
 Duly put and unanimously carried (5-0), it is ordered to approve Advance Funding Agreement between Texas Department of Transportation and Fort Bend County regarding the design and construction of Cane Island Parkway, Mobility Bond Project No. 13306, Precinct 3.

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

Commissioner Meyers stated the agreement is related to the intersection with 1463.

- E. **Take all appropriate action on request for temporary road closure pursuant to Section 251.011 of the Texas Transportation Code, for closure of Sugarland - Howell Road during construction from Old Richmond Road to Bissonnet, in Precincts 2 and 3, Mobility Bond Project No. 13211, closure from October 9, 2017 until October 10, 2018.**

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to approve temporary road closure pursuant to Section 251.011 of the Texas Transportation Code, for closure of Sugarland - Howell Road during construction from Old Richmond Road to Bissonnet, in Precincts 2 and 3, Mobility Bond Project No. 13211, closure from October 9, 2017 until October 10, 2018.

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

September 26, 2017

Item 36 continued - Engineering:

- F. **Take all appropriate action on request for variance to the major thoroughfare centerline radius requirement as stated in Section 5.12 B of the Fort Bend County Regulations of Subdivisions for Walnut Creek Benton Road Street Dedication No. 2, on behalf of Friendswood Development Company, Precinct 1.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve variance to the major thoroughfare centerline radius requirement as stated in Section 5.12 B of the Fort Bend County Regulations of Subdivisions for Walnut Creek Benton Road Street Dedication No. 2, on behalf of Friendswood Development Company, Precinct 1.

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

- G. **Take all appropriate action on the plat for Walnut Creek Benton Road Street Dedication No. 2, Precinct 1.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve plat for Walnut Creek Benton Road Street Dedication No. 2, Precinct 1.

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

- H. **Take all appropriate action on acceptance of a 0.2046 acre tract of real property by Special Warranty Deed from Fort Bend County Municipal Utility District No. 143 regarding Regency Creek Drive, and record same in Official Public Records, Precinct 3.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to accept a 0.2046 acre tract of real property by Special Warranty Deed from Fort Bend County Municipal Utility District No. 143 regarding Regency Creek Drive, and record same in Official Public Records, Precinct 3.

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

September 26, 2017

Item 36 continued - Engineering:

- I. **Take all appropriate action on request to purchase Parcel 10 of FM 762 (Crabb River Road) in the amount of \$205,425.45 plus necessary costs and authorize County Judge to sign all necessary closing documents, Mobility Bond Project No. x28, Precinct 1. (Fund: Right of Way)**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
 Duly put and unanimously carried (5-0), it is ordered to purchase Parcel 10 of FM 762 (Crabb River Road) in the amount of \$205,425.45 plus necessary costs and authorize County Judge to sign all necessary closing documents, Mobility Bond Project No. x28, Precinct 1.
 (Fund: Right of Way)

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

- J. **Take all appropriate action on Interlocal Agreement for City-Managed Mobility Project between Fort Bend County and City of Rosenberg in an amount not to exceed \$6,768,392 regarding Bryan Road and Spacek Road, Mobility Bond Nos. 715, 13104 and 716, Precinct 1. (Fund: 2007 and 2013 Mobility Bonds)**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
 Duly put and unanimously carried (5-0), it is ordered to approve Interlocal Agreement for City-Managed Mobility Project between Fort Bend County and City of Rosenberg in an amount not to exceed \$6,768,392 regarding Bryan Road and Spacek Road, Mobility Bond Nos. 715, 13104 and 716, Precinct 1. (Fund: 2007 and 2013 Mobility Bonds)

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

September 26, 2017

37. **FACILITIES MANAGEMENT & PLANNING:**

Take all appropriate action on the Facilities Use Agreement between a member of the Texas House of Representatives and Fort Bend County, for the use of 100 sq. ft. of office space located at the Sienna Annex; 5855 Sienna Springs Way in Missouri City, Texas, for six months.

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve the Facilities Use Agreement between a member of the Texas House of Representatives and Fort Bend County, for the use of 100 sq. ft. of office space located at the Sienna Annex; 5855 Sienna Springs Way in Missouri City, Texas, for six months.

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

Commissioner Prestage indicated this space is being used by Representative Ron Reynolds until his permanent office is rebuilt. His office was destroyed by a tornado in Missouri City during the storm.

38. **FIRE MARSHAL:**

Take all appropriate action on the Fort Bend County Hazardous Material Response Program, coordinated by the Fort Bend County Fire Marshal's Office and local fire departments to provide standard operating procedures for response levels to hazardous materials incidents within Fort Bend County, and areas within the Houston Galveston Area Council (H-GAC) region upon request.

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve the Fort Bend County Hazardous Material Response Program, coordinated by the Fort Bend County Fire Marshal's Office and local fire departments to provide standard operating procedures for response levels to hazardous materials incidents within Fort Bend County, and areas within the Houston Galveston Area Council (H-GAC) region upon request.

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

Commissioner Patterson indicated this item is verifying the Fire Marshal is the County's representative in this operation.

September 26, 2017

39. **HEALTH & HUMAN SERVICES:**

- A. **Animal Services: Take all appropriate action on request to ratify the Grant Application submitted to Petco Foundation to receive targeted grant funds in an amount determined by the Foundation for Hurricane Harvey Follow-Up Investments for FY 2017, with no cash match required by Fort Bend County.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
 Duly put and unanimously carried (5-0), it is ordered to ratify the Grant Application submitted to Petco Foundation to receive targeted grant funds in an amount determined by the Foundation for Hurricane Harvey Follow-Up Investments for FY 2017, with no cash match required by Fort Bend County.

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

- B. **Social Services: Take all appropriate action on Agency Participation Agreements for The Fort Bend County Collaborative Information System.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to approve Agency Participation Agreements for The Fort Bend County Collaborative Information System.

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

- C. **Social Services: Take all appropriate action on request to authorize funding in the amount of \$1,211.40 for Katy Christian Ministries to continue participation in the Fort Bend County Collaborative Information System. (Fund: Social Services)**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
 Duly put and unanimously carried (5-0), it is ordered to authorize funding in the amount of \$1,211.40 for Katy Christian Ministries to continue participation in the Fort Bend County Collaborative Information System. (Fund: Social Services)

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

September 26, 2017

40. **PARKS & RECREATION:**

Take all appropriate action on Revocable License Agreement between Fort Bend County and Crush FC, Inc. for use of soccer fields at Freedom Park.

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Revocable License Agreement between Fort Bend County and Crush FC, Inc. for use of soccer fields at Freedom Park.

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

41. **PUBLIC TRANSPORTATION:**

A. **Take all appropriate action on request to ratify electronic submission of application to Federal Transit Administration and acceptance of the award for Fiscal Year 2015-2016 Section 5310 Federal Assistance totaling \$1,328,626 with \$48,750 in local match to be provided by Texana Center and \$210,475 in transportation development credits for the remaining local match. (Fund: Public Transportation, Grants)**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to ratify electronic submission of application to Federal Transit Administration and acceptance of the award for Fiscal Year 2015-2016 Section 5310 Federal Assistance totaling \$1,328,626 with \$48,750 in local match to be provided by Texana Center and \$210,475 in transportation development credits for the remaining local match. (Fund: Public Transportation, Grants)

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

September 26, 2017

Item 41 continued - Public Transportation:

- B. Take all appropriate action on Amendment No. 2 to Work Authorization No. 3 pursuant to the Agreement between Fort Bend County and Texas A & M Transportation Institute to extend the period of performance to March 31, 2018.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to approve Amendment No. 2 to Work Authorization No. 3 pursuant to the Agreement between Fort Bend County and Texas A & M Transportation Institute to extend the period of performance to March 31, 2018.

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

42. PURCHASING:

- A. Take all appropriate action on request to donate one (1) surplus property vehicle, three (3) pallets of chairs, and one (1) pallet of tables to the Fairchild Volunteer Fire Department, as requested in their letter and permitted by Texas Local Government Code Section §352.002(b).**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
 Duly put and unanimously carried (5-0), it is ordered to donate one (1) surplus property vehicle, three (3) pallets of chairs, and one (1) pallet of tables to the Fairchild Volunteer Fire Department, as requested in their letter and permitted by Texas Local Government Code Section §352.002(b).

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

September 26, 2017

Item 42 continued - Purchasing:

- B. Take all appropriate action on Agreement for Professional Construction Management Services between Fort Bend County and Huitt-Zollars, Inc. for the Fort Bend County Transit Center pursuant to SOQ 17-042, in an amount not to exceed \$956,116. (Fund: Public Transportation)**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Professional Construction Management Services between Fort Bend County and Huitt-Zollars, Inc. for the Fort Bend County Transit Center pursuant to SOQ 17-042, in an amount not to exceed \$956,116. (Fund: Public Transportation)

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

- C. Take all appropriate action on First Amendment to Agreement for Third Party Claims Administration Services between Fort Bend County and Boon Chapman Benefit Administrators, Inc., in an additional amount of \$665,000 for a total amount not to exceed \$1,500,000, pursuant to RFP 16-086. (Fund: Risk Management)**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to approve First Amendment to Agreement for Third Party Claims Administration Services between Fort Bend County and Boon Chapman Benefit Administrators, Inc., in an additional amount of \$665,000 for a total amount not to exceed \$1,500,000, pursuant to RFP 16-086. (Fund: Risk Management)

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

September 26, 2017

Item 42 continued - Purchasing:

- D. **Take all appropriate action on Second Amendment to Agreement for Third Party Claims Administration Services pursuant to RFP 16-086 to add Pharmaceutical Benefit Management Services to the existing agreement between Fort Bend County and Boon Chapman Benefit Administrators, Inc. (Fund: Risk Management)**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to approve Second Amendment to Agreement for Third Party Claims Administration Services pursuant to RFP 16-086 to add Pharmaceutical Benefit Management Services to the existing agreement between Fort Bend County and Boon Chapman Benefit Administrators, Inc and to authorize Risk Manager to send termination notice to MaxorPlus, the current pharmaceutical provider and all of this should be subject to final approval by the County Attorney and final execution by the County Judge.(Fund: Risk Management)

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

Wyatt Scott, Director of Risk Management, explained the benefits of savings to taxpayers by using the program through Boon Chapman. The 2016 Pharmaceutical spend was used through a new model presented by Boon Chapman which resulted in a \$2,957,000 savings had the County participated in this program in 2016.

- E. **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 from only one source, for traffic light and school zone light repair parts, from Trafficware Engineered by Naztec for various departments for Fiscal Year 2018.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
 Duly put and unanimously carried (5-0), it is ordered to approve 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 from only one source, for traffic light and school zone light repair parts, from Trafficware Engineered by Naztec for various departments for Fiscal Year 2018.

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

September 26, 2017

Item 42 continued - Purchasing:

- F. **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 Caterpillar repair parts from only one source, Mustang Machinery Company, Ltd., for various departments for Fiscal Year 2018.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve granting an exemption to the competitive bid process as authorized by Local Government Code Section 262.024(a)(7) for the purchase of Caterpillar repair parts from only one source, Mustang Machinery Company, Ltd., for various departments for Fiscal Year 2018.

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

- G. **Take all appropriate action on RFP 17-092, term contract for Sheriff's Office Inmate Technology Systems.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to reject all responses and re-advertise.

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

- H. **Take all appropriate action on Addendum to Frontier Communications Business Agreement between Fort Bend County and Frontier Communications of Texas in an amount not to exceed \$50,000 for the renewal of business phone line service for Fiscal Year 2018. (Fund: Information Technology)**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Addendum to Frontier Communications Business Agreement between Fort Bend County and Frontier Communications of Texas in an amount not to exceed \$50,000 for the renewal of business phone line service for Fiscal Year 2018. (Fund: Information Technology)

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

September 26, 2017

Item 42 continued - Purchasing:

- I. **Take all appropriate action on Agreement for Design/Build Pavilion at Jones Creek Ranch Park between Fort Bend County and Apex Consulting Group, Inc., pursuant to SOQ 17-088, in an amount not to exceed \$64,000. (Fund: Capital Improvement Project)**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Design/Build Pavilion at Jones Creek Ranch Park between Fort Bend County and Apex Consulting Group, Inc., pursuant to SOQ 17-088, in an amount not to exceed \$64,000. (Fund: Capital Improvement Project)

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

- J. **Take all appropriate action on Addendum 1 between Fort Bend County and Vision Internet Providers in the amount of \$1,263.01 for additional services regarding the upgrade of existing website and intranet, for a total contract amount not to exceed \$131,131.01 for three (3) years. (Fund: Information Technology)**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Addendum 1 between Fort Bend County and Vision Internet Providers in the amount of \$1,263.01 for additional services regarding the upgrade of existing website and intranet, for a total contract amount not to exceed \$131,131.01, corrected to \$131,310.01, for three (3) years. (Fund: Information Technology)

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

- K. **Take all appropriate action on Bid 18-007, term contract for purchase of Extended Drain Performance Multi-Grade Engine Oil.**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to award Bid 18-007, term contract for purchase of Extended Drain Performance Multi-Grade Engine Oil to Certified Labs.

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

September 26, 2017

Item 42 continued - Purchasing:

- L. **Take all appropriate action on Addendum to Phonoscope/PS Lightwave Networking Agreements between Fort Bend County and PS Lightwave, Inc. pursuant to RFP 10-086 for additional circuit installation, renewal and upgrade of services for a total contract amount not to exceed \$397,560 for Fiscal Year 2018. (Fund: Information Technology)**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
 Duly put and unanimously carried (5-0), it is ordered to approve Addendum to Phonoscope/PS Lightwave Networking Agreements between Fort Bend County and PS Lightwave, Inc. pursuant to RFP 10-086 for additional circuit installation, renewal and upgrade of services for a total contract amount not to exceed \$397,560 for Fiscal Year 2018. (Fund: Information Technology)

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

- M. **Take all appropriate action on Amendment to Agreement for Construction of Four Corners Community Center between Fort Bend County and Bass Construction Company, Inc., for additional services in the amount of \$59,593 for a total amount not to exceed \$3,050,893 pursuant to RFP 16-107. (Fund: Fort Bend County Assistance District No. 6)**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to approve Amendment to Agreement for Construction of Four Corners Community Center between Fort Bend County and Bass Construction Company, Inc., for additional services in the amount of \$59,593 for a total amount not to exceed \$3,050,893 pursuant to RFP 16-107. (Fund: Fort Bend County Assistance District No. 6)

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

September 26, 2017

Item 42 continued - Purchasing:

- N. **Take all appropriate action on Second Amendment for Professional Services between Fort Bend County and Ninyo & Moore, Inc. to extend the term for an additional two year period regarding site development for the bus maintenance facility, pursuant to SOQ 14-027. (Fund: Public Transportation Grant)**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to approve Second Amendment for Professional Services between Fort Bend County and Ninyo & Moore, Inc. to extend the term for an additional two year period regarding site development for the bus maintenance facility, pursuant to SOQ 14-027. (Fund: Public Transportation Grant)

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

- O. **Take all appropriate action on Addendum to Agreement between Fort Bend County and Homeland Preparedness Project for public health volunteer recruiting, pursuant to SOQ 07-038 for a total contract amount not to exceed \$72,000 for a term ending June 30, 2018. (Fund: Health and Human Services Public Health Preparedness Grant)**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
 Duly put and unanimously carried (5-0), it is ordered to approve Addendum to Agreement between Fort Bend County and Homeland Preparedness Project for public health volunteer recruiting, pursuant to SOQ 07-038 for a total contract amount not to exceed \$72,000 for a term ending June 30, 2018. (Fund: Health and Human Services Public Health Preparedness Grant)

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

September 26, 2017

Item 42 continued - Purchasing:**P. Take all appropriate action on Bid 18-002, term contract for the purchase of trophies for Summer Reading Program.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to award Bid 18-002, term contract for the purchase of trophies for Summer Reading Program to Olympia Business Products.

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

Q. Take all appropriate action on Bid 18-011, term contract for the purchase of tires and tubes.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to award Bid 18-011, term contract for the purchase of tires and tubes to low bidder per section.

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

R. Take all appropriate action on Change Order 01 to the Agreement between Fort Bend County and Earth Builders, to increase the amount by \$39,945 for a total contract amount not to exceed \$4,518,803.50 pursuant to Bid No.17-073 regarding construction of Cane Island Parkway, Mobility Bond Project No. 13306, 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 Change Order 01 to the Agreement between Fort Bend County and Earth Builders, to increase the amount by \$39,945 for a total contract amount not to exceed \$4,518,803.50 pursuant to Bid No.17-073 regarding construction of Cane Island Parkway, Mobility Bond Project No. 13306, Precinct 3. (Fund: 2013 Mobility Bonds)

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

September 26, 2017

Item 42 continued - Purchasing:

- S. **Take all appropriate action on Amendment to Agreement for Professional Engineering Services between Fort Bend County and CivilCorp, LLC in the amount of \$47,175.56 for a total contract amount not to exceed \$582,387.98, pursuant to SOQ 14-025, regarding Katy Flewellen Road, Mobility Bond Project No. 13316, 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 Amendment to Agreement for Professional Engineering Services between Fort Bend County and CivilCorp, LLC in the amount of \$47,175.56 for a total contract amount not to exceed \$582,387.98, pursuant to SOQ 14-025, regarding Katy Flewellen Road, Mobility Bond Project No. 13316, Precinct 3. (Fund: 2013 Mobility Bonds)

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

- T. **Take all appropriate action on Third Amendment to Agreement for Professional Environmental Services between Fort Bend County and SWCA Environmental Consultants the amount of \$39,000 for a total not to exceed \$188,988 pursuant to SOQ 14-025, for additional services regarding Lake Olympia Parkway, Mobility Bond Project No. 13207, Precinct 2. (Fund: 2013 Mobility Bonds)**

Moved by Commissioner Prestage, Seconded by Commissioner Morales
 Duly put and unanimously carried (5-0), it is ordered to approve Third Amendment to Agreement for Professional Environmental Services between Fort Bend County and SWCA Environmental Consultants in the amount of \$39,000 for a total not to exceed \$188,988 pursuant to SOQ 14-025, for additional services regarding Lake Olympia Parkway, Mobility Bond Project No. 13207, Precinct 2. (Fund: 2013 Mobility Bonds)

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

September 26, 2017

43. **RISK MANAGEMENT:**

Take all appropriate action on Employee and Retiree rates for the Fort Bend County Employee Benefit Medical and Dental plans effective January 1, 2018, as presented by Risk Manager.

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Employee and Retiree rates for the Fort Bend County Employee Benefit Medical and Dental plans effective January 1, 2018, as presented by Risk Manager.

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

44. **SHERIFF'S OFFICE:**

A. **Take all appropriate action on request to transfer the amount of \$360,000 from Non-Departmental Contingency into Sheriff's Office, Detention, to allocate funds required for inmate medical services through September 30, 2017.**

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$360,000 from Non-Departmental Contingency into Sheriff's Office, Detention, to allocate funds required for inmate medical services through September 30, 2017.

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

September 26, 2017

Item 44 continued - Sheriff's Office:

- B. Take all appropriate action on Third Amendment to Professional Services Agreement for Intelligence Analysts between Fort Bend County and Meador Staffing Services, Inc. effective through September 30, 2018. (Fund: Sheriff's Office, High Intensity Drug Trafficking Area Grant)**

Moved by Commissioner Patterson, Seconded by Commissioner Morales
 Duly put and unanimously carried (5-0), it is ordered to approve Third Amendment to Professional Services Agreement for Intelligence Analysts between Fort Bend County and Meador Staffing Services, Inc. effective through September 30, 2018. (Fund: Sheriff's Office, High Intensity Drug Trafficking Area Grant)

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

- C. Take all appropriate action of Third Amendment to Professional Services Agreement for Intelligence Analysts between Fort Bend County and MVM, Inc., effective through September 30, 2018. (Fund: Sheriff's Office, High Intensity Drug Trafficking Areas Grant)**

Moved by Commissioner Patterson, Seconded by Commissioner Morales
 Duly put and unanimously carried (5-0), it is ordered to approve Third Amendment to Professional Services Agreement for Intelligence Analysts between Fort Bend County and MVM, Inc., effective through September 30, 2018. (Fund: Sheriff's Office, High Intensity Drug Trafficking Areas Grant)

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

September 26, 2017

Item 44 continued - Sheriff's Office:

- D. **Take all appropriate action on request by Langley Productions to film law enforcement activities while in the company of Fort Bend County Sheriff's deputies for use in the COPS television program.**

Moved by Commissioner Patterson, Seconded by Commissioner Morales
 Duly put and unanimously carried (4-1), it is ordered to approve request by Langley
 Productions to film law enforcement activities while in the company of Fort Bend County
 Sheriff's deputies for use in the COPS television program.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	No
Commissioner Meyers	Yes
Commissioner Patterson	Yes

- 45. **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
 \$13,838,973.51.

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

- 46. **Ratify the release of time-sensitive disbursements by County Auditor on September 21, 2017.**

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to ratify the release of time-sensitive
 disbursements by County Auditor on September 21, 2017, in the amount of \$961,986.24.

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

Recess:

Recessed at 2:08 p.m.

September 26, 2017

47. **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.

- A. **Creation of County Assistance Districts.**
- B. **Cause No. 17-CCV-060654 – State of Texas and Fort Bend County, Texas v. Wayne Marek, et al; FM 762/FM 2759 - Crabb River Road; Parcel 3; Mobility Bond Project No. X28; Precinct 1.**
- C. **Cause No. 17-CCV-060064 – State of Texas and Fort Bend County, Texas v Dreamestate Group, LLC, et al; FM 762/FM 2759 (Crabb River Road); Parcel 3; Mobility Bond Project No. X28; Precinct 1.**
- D. **Cause No. 17-CCV-060644 – State of Texas and Fort Bend County, Texas v. Lena M. Orlando, et al; FM 762/FM 2759 (Crabb River Road); Parcel 11; Mobility Bond Project No. X28; Precinct 1.**
- E. **Cause No. 17-CCV-060510 - State of Texas and Fort Bend County, Texas v Bhakti Vishram Kuteer, LLC, et al.**
- F. **Cause No. 17-CCV-060529 - State of Texas and Fort Bend County, Texas v Tuan Q. Tran, et al.**
- G. **Cause No. 17-CCV-060134 - Fort Bend County, Texas v T.P. Fulshear Self Storage, Ltd, et al - Westpark Phase II - Parcel 410.**
- H. **Cause No. 17-CCV-060125 - Fort Bend County, Texas v Hana Enterprise, LLC, et al - Westpark Phase II - Parcel 411.**
- I. **Cause No. 17-CCV-060645 – Fort Bend County, Texas v. Domala Ventures, LLC, et al; FM 1093/Westpark Extension, Phase II; Parcels 413 and 417; Precinct 3.**
- J. **Cause No. 17-CCV-060651 – Fort Bend County, Texas v. Robert B. Dinger, et al; FM 1093/Westpark Extension Phase II; Parcel 409; Precinct 3.**
- K. **Cause No. 17-CCV-060093 - Fort Bend County v H. L. Fulshear Investments, LLC, et al - Westpark Tollway Project - Phase II - Parcel 412.**
- L. **Cause No. 17-CCV-060442 - Fort Bend County, Texas v Huang "Mary" Huang, Individually and d/b/a Katy Academy, et al.**

September 26, 2017

Item 47 continued - Closed Session:

- M. **Cause No. 17-CCV-060787 - State of Texas and Fort Bend County, Texas v Traugott Holdings, LLC, et al.**
- N. **Cause No. 17-CCV-060809 - Fort Bend County, Texas v Willow Fork Trees, Ltd, et al - Greenbusch Road - Parcel 149.**

Closed Session:

Convened at 2:28 p.m.
Adjourned at 3:22 p.m.

Reconvene:

Reconvened at 3:24 p.m.

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

A. **§ 551.071. Consultation With Attorney.**

A. **Creation of County Assistance Districts.**

No action.

B. **Cause No. 17-CCV-060064 – State of Texas and Fort Bend County, Texas v Dreamestate Group, LLC, et al; FM 762/FM 2759 (Crabb River Road); Parcel 3; Mobility Bond Project No. X28; Precinct 1.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney in reference to Case No. 17-CCV-060064 to offer the appraised value of \$79,299 for the Right of Entry Agreement to Construct roadway with full credit for the amount paid out of any award or judgment entered by the Court.

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

September 26, 2017

Item 48 continued - Reconvene:

- C. **Cause No. 17-CCV-060654 – State of Texas and Fort Bend County, Texas v. Wayne Marek, et al; FM 762/FM 2759 - Crabb River Road; Parcel 3; Mobility Bond Project No. X28; Precinct 1.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney in reference to Case No. 17-CCV-060654 to incur litigation expenses as set forth in the amount of \$7,500.

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

- D. **Cause No. 17-CCV-060644 – State of Texas and Fort Bend County, Texas v. Lena M. Orlando, et al; FM 762/FM 2759 (Crabb River Road); Parcel 11; Mobility Bond Project No. X28; Precinct 1.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney in reference to Case No. 17-CCV-060644 to incur litigation expenses as set forth for \$7,500.

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

- E. **Cause No. 17-CCV-060510 - State of Texas and Fort Bend County, Texas v Bhakti Vishram Kuteer, LLC, et al.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney in reference to Case No. 17-CCV-060510 to incur litigation expenses set forth for \$7,500.

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

September 26, 2017

Item 48 continued - Reconvene:

F. Cause No. 17-CCV-060529 - State of Texas and Fort Bend County, Texas v Tuan Q. Tran, et al.

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney in reference to Case No. 17-CCV-060529 to incur litigation expenses of \$7,500.

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

G. Cause No. 17-CCV-060134 - Fort Bend County, Texas v T.P. Fulshear Self Storage, Ltd, et al - Westpark Phase II - Parcel 410.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to incur litigation expenses as set forth in Case No. 17-CCV-060134 in an amount not to exceed \$7,500.

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

H. Cause No. 17-CCV-060125 - Fort Bend County, Texas v Hana Enterprise, LLC, et al - Westpark Phase II - Parcel 411.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to incur litigation expenses as set forth in Case No. 17-CCV-060125 in an amount not to exceed \$7,500.

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

September 26, 2017

Item 48 continued - Reconvene:

I. Cause No. 17-CCV-060645 – Fort Bend County, Texas v. Domala Ventures, LLC, et al; FM 1093/Westpark Extension Phase II; Parcels 413 and 417; Precinct 3.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to incur litigation expenses as set forth in Case No. 17-CCV-060645 in an amount not to exceed \$7,500.

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

J. Cause No. 17-CCV-060651 – Fort Bend County, Texas v. Robert B. Dinger, et al; FM 1093/Westpark Extension Phase II; Parcel 409; Precinct 3.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to incur litigation expenses as set forth in Case No. 17-CCV-060651 in an amount not to exceed \$7,500.

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

K. Cause No. 17-CCV-060093 - Fort Bend County v H. L. Fulshear Investments, LLC, et al - Westpark Tollway Project - Phase II - Parcel 412.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to incur litigation expenses as set forth in Case No. 17-CCV-060093 in an amount not to exceed \$7,500.

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

September 26, 2017

Item 48 continued - Reconvene:

L. Cause No. 17-CCV-060442 - Fort Bend County, Texas v Huang "Mary" Huang, Individually and d/b/a Katy Academy, et al.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to incur litigation expenses as set forth in Case No. 17-CCV-060442 in an amount not to exceed \$7,500.

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

M. Cause No. 17-CCV-060787 - State of Texas and Fort Bend County, Texas v Traugott Holdings, LLC, et al.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to incur litigation expenses as set forth in Case No. 17-CCV-060787 in an amount not to exceed \$7,500.

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

N. Cause No. 17-CCV-060809 - Fort Bend County, Texas v Willow Fork Trees, Ltd, et al - Greenbusch Road - Parcel 149.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to incur litigation expenses as set forth in Case No. 17-CCV-060809 in an amount not to exceed \$7,500.

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

49. Adjournment.

Commissioners Court adjourned at 3:37 p.m. on Tuesday, September 26, 2017.

September 26, 2017

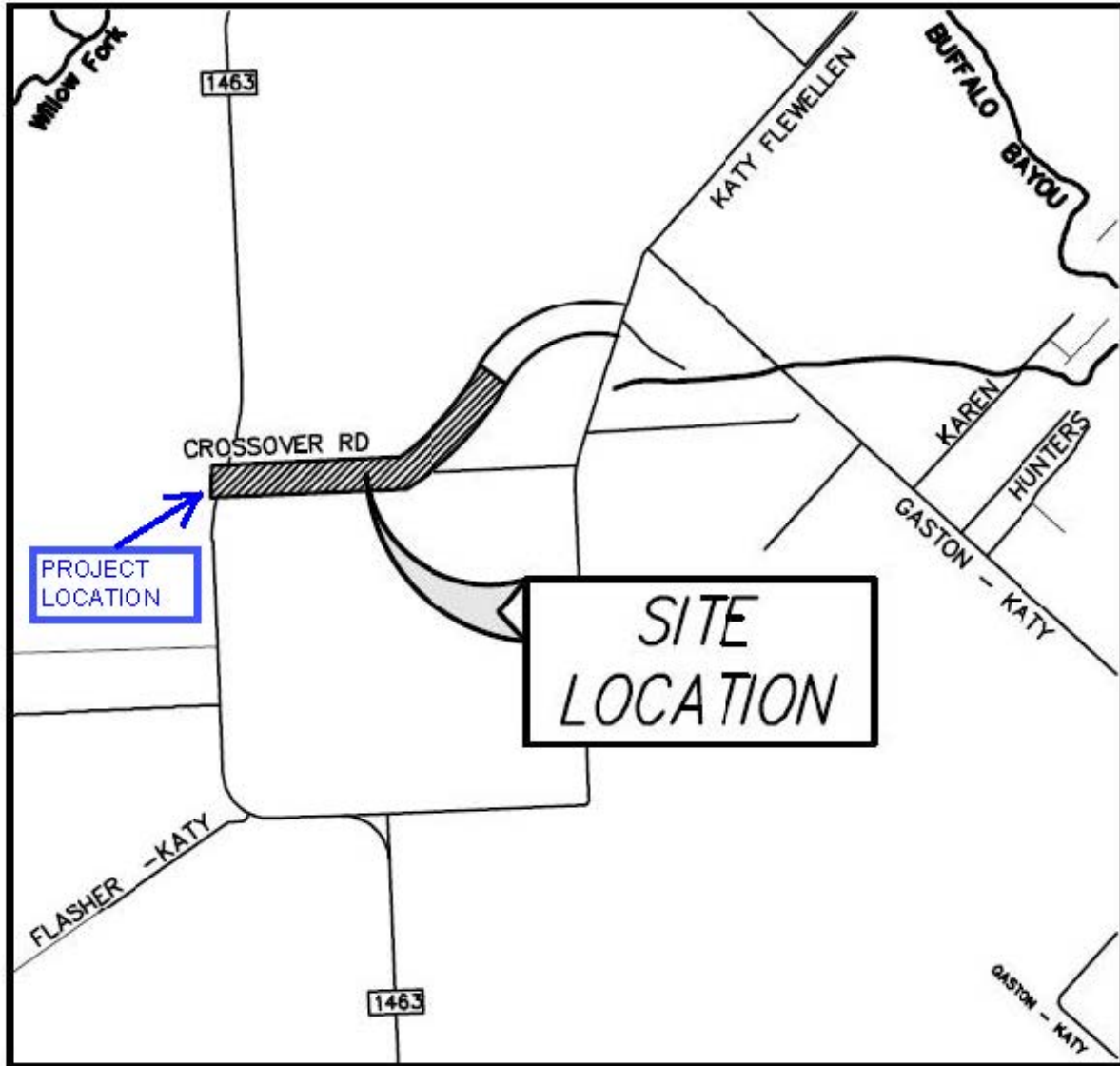
I attest to the accuracy of the foregoing minutes.



Laura Richard

Laura Richard, County Clerk, Fort Bend County, Texas

ATTACHMENT B
LOCATION MAP SHOWING PROJECT



VICINITY MAP
N.T.S.

ATTACHMENT C PROJECT BUDGET

The Local Government will be responsible for 100% of the Engineering and Construction costs, including any overruns. The State will maintain the new intersection signal and modified box culvert, located at FM 1463.

Description	Total Estimated Cost	Federal Participation		State Participation		Local Participation	
		%	Cost	%	Cost	%	Cost
Engineering (by Local Government)	\$300,000	0%	\$0	0%	\$0	100%	\$300,000
Construction (by Local Government)	\$2,819,945	0%	\$0	0%	\$0	100%	\$2,819,945
Subtotal	\$3,119,945		\$0		\$0		\$3,119,945
Environmental Direct State Costs	\$100	0%	\$0	100%	\$100	0%	\$0
Right of Way Direct State Costs	\$100	0%	\$0	100%	\$100	0%	\$0
Engineering Direct State Costs	\$5,000	0%	\$0	100%	\$5,000	0%	\$0
Utility Direct State Costs	\$100	0%	\$0	100%	\$100	0%	\$0
Construction Direct State Costs	\$5,000	0%	\$0	100%	\$5,000	0%	\$0
Indirect State Costs	\$657	0%	\$0	100%	\$657	0%	\$0
TOTAL	\$3,130,902		\$0		\$10,957		\$3,119,945

Initial payment by the Local Government to the State: \$0.00

Payment by the Local Government to the State before construction: \$0.00

Estimated total payment by the Local Government to the State \$0.00. This is an estimate. The final amount of Local Government participation will be based on actual costs.