

County Fort Bend
 District Houston
 ROW CSJ # 2093-01-028
 CCSJ # 2093-01-010
 Federal Project #: N/A
 CFDA Title: Highway Planning & Construction
 CFDA # 20.205
 Federal Highway Administration
 Not Research and Development

STATE OF TEXAS §

COUNTY OF TRAVIS §

AGREEMENT TO CONTRIBUTE RIGHT OF WAY FUNDS (FIXED PRICE)

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

WITNESSETH

WHEREAS, Texas Transportation Code §§ 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, Texas Transportation Code, §§ 201.209 authorizes the State and a Local Government to enter into agreements in accordance with Texas Government Code, Chapter 791; and

WHEREAS, the State has deemed it necessary to make certain highway improvements on Highway No. FM 2218 from SH 36 to US 59, and this section of highway improvements will necessitate the acquisition of certain right of way and the relocating and adjusting of utilities (the "**Project**"); and

WHEREAS, the Local Government requests that the State assume responsibility for acquisition of all necessary right of way and adjustment of utilities for this highway project; and

WHEREAS, the Local Government desires to enter into a fixed price joint participation agreement pursuant to 43 TAC §15.52 to contribute to the State funding participation as defined in 43 TAC §15.55 for the cost of acquiring the right of way and relocating or adjusting utilities for the proper improvement of the State Highway System;

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. A map showing the Project location appears in Attachment B, which is attached to and made a part of this agreement.

NOW THEREFORE, the State and the Local Government do agree as follows:

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AGREEMENT

1. Agreement Period

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. Termination

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; or
- C. The Project is inactive for thirty-six (36) months or longer and no expenditures have been charged against federal funds, in which case the State may in its discretion terminate this agreement.

3. Local Project Sources and Uses of Funds

- A. The total estimated cost of the Project is shown in Attachment C, Project Budget Estimate and Payment Schedule, which is attached to and made a part of this agreement. The expected cash contributions from the Federal or State government, the Local Government or other parties is shown in Attachment C. The Local Government shall pay to the State the amount shown in Attachment C as its required contribution of the total cost of the Project and shall transmit to the State with the return of this agreement, duly executed by the Local Government, a warrant or check for the amount and according to the payment schedule shown in Attachment C.
- B. The Local Government's fixed price contribution set forth in Attachment C is not subject to adjustment unless:
 1. site conditions change;
 2. work requested by the Local Government is ineligible for federal participation; or
 3. the adjustment is mutually agreed on by the State and the Local Government.
- C. If the Local Government will perform any work under this contract for which reimbursement will be provided by or through the State, the Local Government must complete training before federal spending authority is obligated. 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 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

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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.

- D. Whenever funds are paid by the Local Government to the State under this agreement, the Local Government shall remit a warrant or check made payable to the "Texas Department of Transportation Trust Fund." The warrant or check shall be deposited by the State in an escrow account to be managed by the State. Funds in the escrow account may only be applied to this highway project.
- E. Notwithstanding that this is a fixed price agreement, the Local Government agrees that in the event any existing, future, or proposed Local Government ordinance, commissioner's court order, rule, policy, or other directive, including, but not limited to, outdoor advertising or storm water drainage facility requirements, is more restrictive than State or federal regulations, or any other locally proposed change, including, but not limited to, plats or re-plats, results in any increased costs to the State, then the Local Government will pay one hundred percent (100%) of all those increased costs, even if the applicable county qualifies as an Economically Disadvantaged County (EDC). The amount of the increased costs associated with the existing, future, or proposed Local Government ordinance, commissioner's court order, rule, policy, or other directive will be determined by the State at its sole discretion.
- F. If the Local Government is an EDC and if the State has approved adjustments to the standard financing arrangement, this agreement reflects those adjustments.
- G. If the Project has been approved for an "incremental payment" non-standard funding or payment arrangement under 43 TAC §15.52, the budget in Attachment C will clearly state the incremental payment schedule.

4. Real Property in Lieu of Monetary Payment

- A. Contributions of real property may be credited to the Local Government's funding obligation for the cost of right of way to be acquired for this project. Credit for all real property, other than property which is already dedicated or in use as a public road, contributed by the Local Government to the State shall be based on the property's fair market value established as of the effective date of this agreement. The fair market value shall not include increases or decreases in value caused by the project and should include the value of the land and improvements being conveyed, excluding any damages to the remainder. The amount of any credit for real property contributed for this project is clearly shown in Attachment C.
- B. The Local Government will provide to the State all documentation to support the determined fair market value of the donated property. This documentation shall include an appraisal of the property by a licensed appraiser approved by the State. The cost of appraisal will be the responsibility of the State. The State will review the submitted documentation and make a final determination of value; provided however, the State may perform any additional investigation deemed necessary, including supplemental appraisal work by State employees or employment of fee appraisers.

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- C. Credit shall be given only for property transferred at no cost to the State after the effective date of this agreement and the issuance of spending authority, and only for property which is necessary to complete this project, has title acceptable to the State, and is not contaminated with hazardous materials. Credit shall be in lieu of monetary contributions required to be paid to the State for the Local Government's funding share of the right of way to be acquired for this project. The total credit cannot exceed the Local Government's matching share of the right of way obligation under this agreement, and credits cannot be reimbursed in cash to the Local Government, applied to project phases other than right of way, nor used for other projects.
- D. In the event the Local Government's monetary contributions to the State for acquisition of right of way, when added to its real property credits, exceed the Local Government's matching share of the right of way obligation, there will be no refund to the Local Government of any portion of its contributed money.

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 supplemental agreement.

6. Notices

All notices to either party by the other required under this agreement shall be delivered personally or sent by certified or U.S. mail, postage prepaid, to the following addresses:

Local Government:	State:
<u>Fort Bend County Engineering</u> <u>301 Jackson St., Ste. 401</u> <u>Richmond, Texas 77469</u>	Director of Right of Way Division Texas Department of Transportation 125 E. 11 th Street Austin, Texas 78701

All notices shall be deemed given on the date delivered 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 honored and carried out by the other party.

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7. 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.

8. 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, that 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.

9. 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.

10. 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.

11. 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 subject matter of this agreement.

12. 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.

13. Inspection of Books and Records

The Local Government shall maintain all books, papers, accounting records and other documentation relating to costs incurred under this agreement and shall make such materials available to the State and, if federally funded, the Federal Highway

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Administration (FHWA) or their duly authorized representatives for review and inspection at its office during the contract 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 FHWA 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.

14. State Auditor

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.

15. Procurement and Property Management Standards

The parties shall adhere to the procurement standards established in Title 49 CFR §18.36 and with the property management standard established in Title 49 CFR §18.32.

16. Civil Rights Compliance

The parties to this agreement shall comply with the regulations of the U.S. Department of Transportation as they relate to nondiscrimination (49 CFR Part 21 and 23 CFR Part 200), and Executive Order 11246 titled "Equal Employment Opportunity," as amended by Executive Order 11375 and supplemented in the Department of Labor Regulations (41 CFR Part 60).

17. Applicability of Federal Provisions

Articles 18 through 23 only apply if Federal funding is used in the acquisition of right of way or the adjustment of utilities.

18. Office of Management and Budget (OMB) Cost Principles

In order to be reimbursed with federal funds, the parties shall comply with the Cost Principles established in OMB Circular A-87 that specify that all reimbursed costs are allowable, reasonable, and allocable to the Project.

19. Disadvantaged Business Enterprise (DBE) Program Requirements

- A. The parties shall comply with the DBE Program requirements established in 49 CFR Part 26.
- B. The Local Government shall adopt, in its totality, the State's federally approved DBE program.

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- C. The Local Government shall set an appropriate DBE goal consistent with the State's DBE guidelines and in consideration of the local market, project size, and nature of the goods or services to be acquired. The Local Government shall have final decision-making authority regarding the DBE goal and shall be responsible for documenting its actions.
- D. The Local Government shall follow all other parts of the State's DBE program referenced in TxDOT Form 2395, Memorandum of Understanding Regarding the Adoption of the Texas Department of Transportation's Federally -Approved Disadvantaged Business Enterprise by Entity and attachments found at web address http://txdot.gov/business/business_outreach/mou.htm.
- E. The Local Government shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of any U.S. Department of Transportation (DOT)-assisted contract or in the administration of its DBE program or the requirements of 49 CFR Part 26. The Local Government shall take all necessary and reasonable steps under 49 CFR Part 26 to ensure non-discrimination in award and administration of DOT-assisted contracts. The State's DBE program, as required by 49 CFR Part 26 and as approved by DOT, is incorporated by reference in this agreement. Implementation of this program is a legal obligation and failure to carry out its terms shall be treated as a violation of this agreement. Upon notification to the Local Government of its failure to carry out its approved program, the State may impose sanctions as provided for under 49 CFR Part 26 and may, in appropriate cases, refer the matter for enforcement under 18 USC 1001 and the Program Fraud Civil Remedies Act of 1986 (31 USC 3801 et seq.).
- F. Each contract the Local Government signs with a contractor (and each subcontract the prime contractor signs with a sub-contractor) must include the following assurance: *The contractor, sub-recipient, or sub-contractor shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. The contractor shall carry out applicable requirements of 49 CFR Part 26 in the award and administration of DOT-assisted contracts. Failure by the contractor to carry out these requirements is a material breach of this agreement, which may result in the termination of this agreement or such other remedy as the recipient deems appropriate.*

20. Debarment Certification

The parties are prohibited from making any award at any tier to any party that is debarred or suspended or otherwise excluded from or ineligible for participation in Federal Assistance Programs under Executive Order 12549, "Debarment and Suspension." By executing this agreement, the Local Government certifies that it is not currently debarred, suspended, or otherwise excluded from or ineligible for participation in Federal Assistance Programs under Executive Order 12549 and further certifies that it will not do business with any party that is currently debarred, suspended, or otherwise excluded from or ineligible for participation in Federal Assistance Programs under Executive Order 12549. The parties to this contract shall require any party to a subcontract or purchase order awarded under this

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contract to certify its eligibility to receive federal funds and, when requested by the State, to furnish a copy of the certification.

21. Lobbying Certification

In executing this agreement, each signatory certifies to the best of that signatory's knowledge and belief, that:

- A. No federal appropriated funds have been paid or will be paid by or on behalf of the parties to any person for influencing or attempting to influence an officer or employee of any federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.
- B. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with federal contracts, grants, loans, or cooperative agreements, the signatory for the Local Government shall complete and submit the Federal Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
- C. The parties shall require that the language of this certification shall be included in the award documents for all sub-awards at all tiers (including subcontracts, sub-grants, and contracts under grants, loans, and cooperative agreements) and all sub-recipients shall certify and disclose accordingly. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Title 31 USC §1352. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each failure.

22. Federal Funding Accountability and Transparency Act Requirements

- A. Any recipient of funds under this agreement agrees to comply with the Federal Funding Accountability and Transparency Act (FFATA) and implementing regulations at 2 CFR Part 170, including Appendix A. This agreement is subject to the following award terms: <http://www.gpo.gov/fdsys/pkg/FR-2010-09-14/pdf/2010-22705.pdf> and <http://www.gpo.gov/fdsys/pkg/FR-2010-09-14/pdf/2010-22706.pdf>.
- B. The Local Government agrees that it shall:
 - 1. Obtain and provide to the State a System for Award Management (SAM) number (Federal Acquisition Regulation, Part 4, Sub-part 4.11) if this award provides more than \$25,000 in Federal funding. The SAM number may be obtained by visiting the SAM website whose address is: <https://www.sam.gov/portal/public/SAM/>
 - 2. Obtain and provide to the State a Data Universal Numbering System (DUNS) number, a unique nine-character number that allows Federal government to track the

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distribution of federal money. The DUNS may be requested free of charge for all businesses and entities required to do so by visiting the Dun & Bradstreet (D&B) on-line registration website <http://fedgov.dnb.com/webform>; and

3. Report the total compensation and names of its top five (5) executives to the State if:

- i. More than 80% of annual gross revenues are from the Federal government, and those revenues are greater than \$25,000,000; and
- ii. The compensation information is not already available through reporting to the U.S. Securities and Exchange Commission.

23. Single Audit Report

- A. The parties shall comply with the requirements of the Single Audit Act of 1984, P.L. 98-502, ensuring that the single audit report includes the coverage stipulated in OMB Circular A-133.
- B. If threshold expenditures of \$750,000 or more are met during the Local Government's fiscal year, the Local Government must submit a Single Audit Report and Management Letter (if applicable) to TxDOT's Audit Office, 125 E. 11th Street, Austin, TX 78701 or contact TxDOT's Audit Office at <http://txdot.gov/inside-txdot/office/audit/contact.html>
- C. If expenditures are less than \$750,000 during the Local Government's fiscal year, the Local Government must submit a statement to TxDOT's Audit Office as follows: "We did not meet the \$750,000 expenditure threshold and therefore, are not required to have a single audit performed for FY _____."
- D. For each year the project remains open for federal funding expenditures, the Local Government will be responsible for filing a report or statement as described above. The required annual filing shall extend throughout the life of the agreement, unless otherwise amended or the project has been formally closed out and no charges have been incurred within the current fiscal year.

24. Signatory Warranty

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

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

THE LOCAL GOVERNMENT



Signature

Robert E. Hebert

Typed or Printed Name

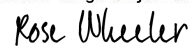
County Judge

Title

4-24-2018

Date

THE STATE OF TEXAS



DocuSigned by:

97C6C5E4686E4D5...
Gus E. Cannon, CTCM
Director, Right of Way Division
Texas Department of Transportation

5/21/2018

Date

For

County Fort Bend
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ATTACHMENT A
RESOLUTION OR ORDINANCE

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ATTACHMENT B
LOCATION MAP SHOWING PROJECT

INDEX OF SHEETS

SHEET NO.	SHEET DESCRIPTION
1	TITLE SHEET
2 - 5	PARCEL & UTILITY INDEX SHEETS
6 - 9	CONTROL INDEX SHEETS
10 - 14	HORIZONTAL & VERTICAL CONTROL DATA SHEET
15 - 48	MAP SHEETS
49 - 50	PARENT TRACT INSET & DETAIL SHEETS

LEGEND

—	EXISTING R.C.W. LINE
—	PROPOSED R.C.W. LINE
—	PROPERTY LINE
—	SURVEY LINE
—	FENCE LINE
—	CITY LIMITS LINE
—	OFFICIAL PUBLIC RECORDS
—	FORT BEND COUNTY
—	F.B.C.D.R. - FORT BEND COUNTY DEED RECORDS
—	F.B.C.P.R. - FORT BEND COUNTY PLAT RECORDS
—	F.B.C.W.R. - FORT BEND COUNTY MAP RECORDS
—	F.B.C.C.F. - FORT BEND COUNTY CLERK'S FILE
—	U.E. - UTILITY EASEMENT
—	B.L. - BUILDING LINE
—	S.S.E. - SANITARY SEWER EASEMENT
—	W.L.E. - WATER LINE EASEMENT
—	I.R. - IRON ROD
—	I.P. - IRON PIPE
—	SET 5/8" IR. W/1000' ALUM CAP
—	UNLESS OTHERWISE NOTED
—	FOUND 5/8" IR. W/1000' ALUM CAP
—	SET MONUMENT (AS INDICATED)
—	FOUND PROPERTY CORNER (AS DESCRIBED)
⑤	PARCEL NUMBER

BEGIN PROJECT
RCSJ: 2093-01-028
STA. 10+00.00
N = 13,741,908.09
E = 2,984,197.67
LAT. = 29°29'29.5681" N
LONG. = 95°48'28.6307" W

NOTES

- ALL BEARINGS AND COORDINATES ARE BASED ON THE TEXAS COORDINATE SYSTEM, SOUTH CENTRAL ZONE (4204), NORTH AMERICAN DATUM OF 1983 (1993 ADJ.). ALL DISTANCES AND COORDINATES SHOWN ARE SURFACE VALUES AND MAY BE CONVERTED TO GRID BY DIVIDING BY THE COMBINED ADJUSTMENT FACTOR OF 1.00013. ALL MEASUREMENTS ARE IN U.S. SURVEY FEET.
- TEXAS DEPARTMENT OF TRANSPORTATION MONUMENT NOS. N-1, W-15 AND N-20 WERE USED FOR HORIZONTAL CONTROL.
- ALL ELEVATIONS SHOWN HEREON ARE REFERENCED TO THE NORTH AMERICAN VERTICAL DATUM OF 1988.
- TEXAS DEPARTMENT OF TRANSPORTATION MONUMENT NOS. P-4, H-14 AND H-20 WERE USED FOR VERTICAL CONTROL. LEVEL OBSERVATIONS WERE MADE BY DUAL LEVELING.
- FIELD SURVEYS WERE PERFORMED DURING JULY, 2005; UPDATED IN SEPTEMBER, 2007; AND UPDATED IN JANUARY, 2016 THROUGH JULY, 2016.
- ASTRUMING WAS PERFORMED DURING JULY, 2005; UPDATED IN SEPTEMBER, 2007; UPDATED IN MARCH, 2014; AND UPDATED IN JANUARY, 2016 THROUGH JULY, 2016.
- ROSENBERG CITY LIMITS PER ORDINANCE 2017-27, F.B.C.C.F. NO. 201204279, C.P.R.F.B.C. AND VILLAGE OF PLEAS RESOLUTION NO. 14-94.
- THE MONUMENT DESCRIBED AND SET MAY BE REPLACED WITH A 1000' TYPE "T" RIGHT-OF-WAY MONUMENT UPON COMPLETION OF THE HIGHWAY CONSTRUCTION PROJECT UNDER THE SUPERVISION OF A REGISTERED PROFESSIONAL LAND SURVEYOR, EITHER EMPLOYED OR RETAINED BY THE STATE.
- DEFINING TIER MARKS SHOWN HEREON ARE LATITUDE AND LONGITUDE IN DECIMAL DEGREES BASED ON GRID COORDINATES.
- FOR STRUCTURE, PAVED PARKING, SIGN DETAILS AND PARENT TRACT INSETS SEE SHEETS 49 AND 50, IF APPLICABLE.
- SURVEY LINE CURVES HEREON ARE APPROXIMATE.

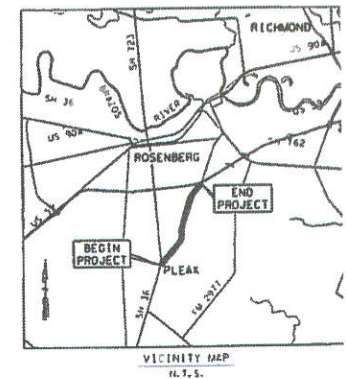
STATE OF TEXAS DEPARTMENT OF TRANSPORTATION

PLANS OF PROPOSED RIGHT-OF-WAY PROJECT FORT BEND COUNTY FM 2218

C.C.S.J. NO. 2093-01-010
R.C.S.J. NO. 2093-01-028

LIMITS: FROM S.H. 36 TO U.S. HIGHWAY 59

STA. 10+00.00 TO STA. 203+26.50
NET LENGTH OF PROJECT = 19,326.50 FEET = 3.660 MILES



END PROJECT
RCSJ: 2093-01-028
STA. 203+26.50
N = 13,757,534.86
E = 2,993,704.60
LAT. = 29°32'01.6236" N
LONG. = 95°46'36.2259" W

LAYOUT SCALE: 1 INCH = 1,000 FEET (22" x 34" SHEET)
1 INCH = 2,000 FEET (11" x 17" SHEET)

THIS MAP IS AN INTERNAL TxDOT DOCUMENT. ITS CONTENTS SHALL NOT BE USED FOR ANY OTHER PURPOSE. INACCURACIES SHALL BE REPORTED TO THE DISTRICT AND RIGHT-OF-WAY PROJECT DELIVERY SECTION FOR CORRECTIONS. PROPOSED RIGHT-OF-WAY BASELINE MAY NOT MATCH PROPOSED CONSTRUCTION BASELINE OR AS-BUILT BASELINE DUE TO DESIGN CHANGES.

NO RAILROAD CROSSINGS
NO EASEMENTS
NO EXCEPTIONS

SURVEY DATE: JULY, 2005; UPDATED IN SEPTEMBER, 2007;
UPDATED IN MARCH, 2014; AND UPDATED IN
JANUARY, 2016 THROUGH JULY, 2016

RECOMMENDED FOR ACQUISITION

DISTRICT SURVEYOR OR ROW ADMINISTRATOR DATE

RECOMMENDED FOR ACQUISITION
James C. Jovack, P.E. 3/23/16
AREA ENGINEER OR DESIGN ENGINEER DATE

FINAL APPROVAL
ACQUISITION COMPLETE

DISTRICT ENGINEER DATE

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ATTACHMENT C
PROJECT BUDGET ESTIMATE AND PAYMENT SCHEDULE

County **Fort Bend**
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**Standard Agreement to Contribute
 State Performs Work
 Attachment C**

Description	Total Estimated Cost	State Participation		Local Participation	
		%	Cost	%	Cost
Right of Way Acquisition	\$5,922,577.00	90%	\$5,330,319.30	10%	\$592,257.70
Reimbursable Utility Adjustments	\$3,150,000.00	90%	\$2,835,000.00	10%	\$315,000.00
Joint Bid Reimbursable Utility Adjustments	\$0	0%	\$0	0%	\$0
TOTAL	\$9,072,577.00	90%	\$8,165,319.30	10%	\$907,257.70

Except as otherwise provided in the Agreement, the fixed amount of Local Government participation will be that amount provided above.

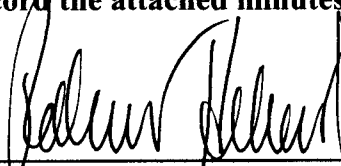
**APPROVAL OF MINUTES
COMMISSIONERS COURT
FORT BEND COUNTY**

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 24th day of April, 2018.



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 1st day of May, 2018.



ROBERT E. HEBERT, COUNTY JUDGE

MINUTES

BE IT REMEMBERED, That on this 24TH DAY of APRIL, 2018, 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 on April 10, 2018.**

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 on April 10, 2018.

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

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

No public comments.

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

Public hearing held. No public comments.

- A. **Acceptance of the traffic control plan for Veranda, Section 15, Precinct 1.**
- B. **Acceptance of the traffic control plan for Tamarron, Section 16, Precinct 3.**
- C. **Acceptance of the traffic control plan for Trails of Katy, Section 3, Precinct 3.**
- D. **Acceptance of the traffic control plan for revision of "No Parking" signs on Marble Creek Lane, Lockwood Bend Lane, and Sloan Falls Court in Marble Bend at Riverstone, Sections 1, 2 and 3, Precinct 4.**

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

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

CONSENT AGENDA ITEMS 6 -22:

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

- A. **Health & Human Services - Pinnacle Senior Center: Sonya Santee to Charleston, South Carolina June 4-8, 2018, to attend the National Council on Aging 2018 Conference. (Fund: Senior Center)**
- B. **Law Library: Jonathan Briggs to Baltimore, Maryland, July 13-18, 2018 to attend the American Association of Law Libraries Annual Conference. (Fund: Law Library)**
- C. **Sheriff's Office: J. Brownfield, D. Quam and R. Reiser to Lake Charles, Louisiana, April 26-27, 2018 to observe body scanner technology and operations. (Fund: Sheriff, Detention)**
- D. **Sheriff's Office: J. Clark to Louisville, Kentucky, May 13-19, 2018, to attend FBI Training. (Fund: Sheriff, Enforcement)**
- E. **Sheriff's Office: M. Carter to Nashville, Tennessee, June 1-24, 2018, to attend the 2018 National Emergency Number Association Conference. (Fund: Sheriff, Enforcement)**
- F. **Sheriff's Office: M. Bartee and K. Stredick to Nashville, Tennessee, June 17-21, 2018, to attend the 2018 National Emergency Number Association Conference. (Fund: Sheriff, Enforcement)**

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Item 6 continued - Out-of-State Travel:

- G. **Sheriff's Office:** T. Chesser and S. Mayle to Atlanta, Georgia, June 11-14, 2018, to attend the National Law Enforcement Training on Child Exploitation. (Fund: Sheriff, Enforcement, and Internet Crimes Against Children Grant)

7. **COUNTY JUDGE:**

- A. **Approve and record the bond for Pedro P. Ruiz, Judge for the Fort Bend County Court at Law No. 5, effective April 15, 2018.**
- B. **Record into Minutes the Public Official Bond for Robert L. Perez as Treasurer for Harris-Fort Bend County Emergency Services District No. 100 in the amount of \$100,000.00 effective January 1, 2018 through January 1, 2019.**

8. **COMMISSIONER, PCT. 4:**

Appoint Vibhor Mehrotra to replace David Lawrence on the Board of Directors of Fort Bend County Levee Improvement District No. 17 effective April 24, 2018 through April 24, 2022.

9. **AUDITOR:**

- A. **Accept the final Fort Bend Comprehensive Annual Financial Report for the year ended September 30, 2017; audited by Whitley Penn, LLP.**
- B. **Accept Monthly Financial Report prepared by County Auditor for the nine months ended June 30, 2017, pursuant to Local Government Code Section 114.023.**
- C. **Accept Monthly Financial Report prepared by County Auditor for the ten months ended July 31, 2017, pursuant to Local Government Code Section 114.023.**
- D. **Accept Monthly Financial Report prepared by County Auditor for the eleven months ended August 31, 2017, pursuant to Local Government Code Section 114.023.**

10. **BUDGET TRANSFERS:**

- A. **Bail Bond Board:** Approve transfer in the amount of \$130 from Travel into Information Technology to allocate funds for a new printer.
- B. **District Clerk:** Approve transfer in the amount of \$14,450 from Supplies and Maintenance into Information Technology to allocate funds for the replacement of outdated printers, scanners, and copier.
- C. **Facilities Management & Planning:** Approve transfer in the amount of \$91,346 as detailed on Auditor's form dated April 17, 2018 to close completed Facilities Project and reallocate funds into Commissioners Court Project account.

Item 10 continued - Budget Transfers:

- D. **Health & Human Services - Clinical Health:** Approve transfer in the amount of \$700 from Supplies into Information Technology to allocate additional funds for the installation of network cabling.
- E. **Health & Human Services - Social Services:** Approve transfer in the amount of \$5,000 from Construction in Progress into Supplies and Maintenance to allocate additional funds to cover cost of two office buildouts in the Social Services suite of the Rosenberg Annex.
- F. **Sheriff's Office - Enforcement:** Approve transfer in the amount of \$1,576 from Travel and Supplies & Maintenance into Information Technology to allocate funds for purchase of laptops and toughbooks.
- G. **Vehicle Maintenance:** Approve transfer in the amount of \$9,900 from Capital Acquisitions into Property & Equipment to reallocate funds into correct line item for expenditure.

11. ELECTIONS ADMINISTRATION:

Record into Minutes the Continuation Certificate for the Official Bond and Oath by John Oldham, Fort Bend County Elections Administrator, in the amount of \$20,000 effective June 18, 2018 through June 18, 2019.

12. ENGINEERING-PAYMENTS:

- A. **Approve payment of Invoice No. 31473 in the amount of \$10,992.00 to Binkley & Barfield, Inc. for project management services regarding 2017 Mobility Bond Projects within Pct 1. (Fund: 2017 Mobility Bonds)**
- B. **Approve payment of Invoice No. 5 in the amount of \$490,045.25 to Allgood Construction Company, Inc. for construction of Williams Way Boulevard, Mobility Bond Project No. 13114, Precinct 1. (Fund: 2013 Mobility Bonds)**
- C. **Approve payment of Invoice No. 38495 in the amount of \$7,429.25 to HTS, Inc. for construction material testing for Ladonia Street, Mobility Bond Project No. 13107, Precinct 1. (Fund: 2013 Mobility Bonds)**
- D. **Approve payment of Invoice No. 36602 in the amount of \$2,143.00 to Van DeWiele & Vogler for professional engineering services regarding Powerline Road, Mobility Bond Project No. 13110, Precinct 1. (Fund: 2013 Mobility Bonds)**
- E. **Approve payment of Invoice No. 18002-01 in the amount of \$993.50 to Earth Engineering, Inc. regarding professional construction material testing services for Powerline Road, Mobility Bond Project No. 13110, Precinct 1. (Fund: 2013 Mobility Bonds)**

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Item 12 continued - Engineering-Payments:

- F. **Approve payment of Invoice No. 1 in the amount of \$45,180.00 to Durwood Greene Construction Co., for construction of Powerline Road, Mobility Bond Project No. 13110, Precinct 1. (Fund: 2013 Mobility Bonds)**
- G. **Approve payment of Invoice No. 00263585 in the amount of \$1,224.00 to Jones & Carter for professional engineering services regarding Ladonia Street, Mobility Bond Project No. 13107, Precinct 1. (Fund: 2013 Mobility Bonds)**
- H. **Approve payment of Invoice No. 7 in the amount of \$154,988.44 to Mar-Con Services, LLC. for construction of Ladonia Street, Mobility Bond Project No. 13107, Precinct 1. (Fund: 2013 Mobility Bonds)**
- I. **Approve payment of Invoice No. 1997 in the amount of \$1,356.00 to Epic Transportation Group, LP for professional engineering services regarding Sycamore Road, Mobility Bond Project No. 13113, Precinct 1. (Fund: 2013 Mobility Bonds)**
- J. **Approve payment of Invoice No. 0418116 in the amount of \$104.25 to Doucet & Associates for professional engineering services regarding Braxton Street, Mobility Bond Project No. 13116x, Precinct 1. (Fund: 2013 Mobility Bonds)**
- K. **Approve payment of Invoice No. 552641 in the amount of \$17,050.75 to Professional Service Industries, Inc. regarding construction material testing for Williams Way, Mobility Bond Project No. 13114, Precinct 1. (Fund: 2013 Mobility Bonds)**
- L. **Approve payment of Invoice No. 318062 in the amount of \$34,854.01 to Klotz Associates for project management services regarding 2007 Mobility Bond Projects within Precincts 1, 2, 3 and 4. (Fund: 2007 Mobility Bonds)**
- M. **Approve payment of Invoice No. 201804062 in the amount of \$30,028.05 to LJA Engineering Inc., for project management services regarding 2013 Mobility Bond Projects within Precincts 1, 2, 3 and 4. (Fund: 2013 Mobility Bonds)**
- N. **Approve payment of Invoice No. 318065 in the amount of \$6,081.87 to Klotz Associates for professional project management services regarding 2013 Mobility Bond Projects within Precincts 1, 2, 3 and 4. (Fund: 2013 Mobility Bonds)**
- O. **Approve payment of Invoice No. 6412 in the amount of \$44,292.50 to Property Acquisition Services, LLC for right of way services regarding projects Precincts 1 and 4. (Fund: Right of Way)**
- P. **Approve payment of Invoice No. 201803745 in the amount of \$1,881.85 to Berg-Oliver Associates for environmental services regarding Lake Olympia, Segment 2, Mobility Bond Project No. 13217x, Precinct 2. (Fund: 2013 Mobility Bonds)**

Item 12 continued - Engineering - Payments:

- Q. **Approve payment of Invoice No. 201803733 in the amount of \$6,627.50 to Berg-Oliver Associates for environmental services regarding Chimney Rock, Mobility Bond Project No. 13203, Precinct 2. (Fund: 2013 Mobility Bonds)**
- R. **Approve payment of Invoice No. 051961 in the amount of \$11,890.63 to Paradigm Consultants, Inc. regarding construction material testing for Sugarland-Howell Road, Mobility Bond Project No. 13211, Precinct 2. (Fund: 2013 Mobility Bonds)**
- S. **Approve payment of Invoice No. 1631 in the amount of \$1,338.25 to Austin-Reed Engineers, LLC., for construction materials testing services regarding Bellaire Boulevard Mobility Bond Project No. 13202, Precinct 2. (Fund: 2013 Mobility Bonds)**
- T. **Approve payment of Invoice No. 9638 in the amount of \$30,534.30 to Othon, Inc. for professional construction management services regarding 2013 Mobility Projects in Precincts 2 and 4. (Fund: 2013 Mobility Bonds)**
- U. **Approve payment of Invoice No. 779-002-14-3R in the amount of \$12,055.00 to TSC Engineering for professional engineering services regarding Crossover Road, Mobility Bond Project No. 13307, Precinct 3. (Fund: 2013 Mobility Bonds)**
- V. **Approve Renewal Notice of Intent for Stormwater Discharges Associated with Construction Activity under TPDES General Permit (TXR150000) for submittal to the TCEQ regarding FM 1093/Westpark Extension Phase I and Phase II-A, Pct. 3.**
- W. **Approve payment of Invoice No. TA36022 in the amount of \$7,522.00 to Terracon regarding construction material testing for Spring Green, Mobility Bond Project No. 13318, Precinct 3. (Fund: 2013 Mobility Bonds)**
- X. **Approve payment of Invoice No. 02 in the amount of \$1,412,987.08 to Webber, LLC for construction of FM 1093/Westpark Extension Phase II-A, Precinct 3. (Fund: 2017A Series Road Bonds)**
- Y. **Approve payment of Invoice No. 25 in the amount of \$370,845.21 to Webber, LLC for construction of FM 1093/Westpark Extension Phase I, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)**
- Z. **Approve payment of Invoice No. 130.01-0418-02 in the amount of \$8,700.00 to Mike Stone and Associates, Inc. for professional construction management services regarding FM 1093/Westpark Extension Phase IIA, Precinct 3. (Fund: 2017A Series Road Bonds)**
- AA. **Approve payment of Invoice No. 215408 in the amount of \$5,111.75 and Invoice No. 216645 in the amount of \$12,208.00 to Ninyo & Moore Geotechnical and Environmental Sciences Consultants, regarding construction material testing for Cane Island, Mobility Bond Project No. 13306, Precinct 3. (Fund: 2013 Mobility Bonds)**

Item 12 continued - Engineering - Payments:

- BB. Approve payment of Invoice No. 0280957 in the amount of \$9,444.65 to Percheron for right of way services regarding Mobility Projects within Precinct 3. (Fund: Right of Way)
- CC. Approve payment of Invoice No. 0280954 in the amount of \$235.00 to Percheron for right of way services regarding Cane Island, Mobility Bond Project No. x12, Precinct 3. (Fund: Right of Way)
- DD. Approve payment of Invoice No. 0280953 in the amount of \$7,286.06 to Percheron regarding right of way services for FM 1093/Westpark, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)
- EE. Approve payment of Invoice No. COM-001-Westpark Toll-JT 41778 in the amount of \$651,888.01 to Comcast for utility relocations regarding FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)
- FF. Approve payment of Invoice No. 2000044050 in the amount of \$29,796.00 to AECOM Technical Services, Inc. for professional construction management services regarding 2013 Mobility Projects within Precinct 3. (Fund: 2013 Mobility Bonds)
- GG. Approve payment of Invoice No. 3 in the amount of \$274,035.40 to Allgood Construction Company Inc. for construction of Spring Green Boulevard Extension for Mobility Bond Project No. 13318, Precinct 3. (Fund: 2013 Mobility Bonds)
- HH. Approve payment of Invoice No. 9 in the amount of \$262,921.82 to Earth Builders, LP., for construction of Cane Island, Mobility Bond Project No. 13306, Precinct 3. (Fund: 2013 Mobility Bonds)
- II. Approve payment for Invoice No. 201804064 in the amount of \$7,683.92 to LJA Engineering for project management services regarding 2017 Mobility Bond Projects within Precinct 4. (Fund: 2017 Mobility Bonds)
- 13. **ENGINEERING-PERMITTS:**
 - A. Approve acceptance of Insurors Indemnity Company Perpetual Bond for G&A Boring Direccional, Precincts 1, 2, 3 and 4.
 - B. Approve application from Verizon to hang and bury fiber optic cable under and along several streets in Fort Bend County, starting at 3818 Mason Road and ending at Westenfield Lane, Permit No. 2018-18982, Precincts 1, 3 and 4.
 - C. Approve application from G&A Boring Direccional to bury a 12-inch waterline under Watering Oaks Lane, Clodine Road, Beechnut Street and Bissonnet Street, Permit No. 2018-19973, Precincts 2 and 3.
 - D. Approve application from CenterPoint Energy to relocate a gas line along Crossover Road, between Katy Flewellen Road and FM 1463, Permit No. 2018-20130, Precinct 3.

Item 13 continued - Engineering - Permits:

- E. **Approve application from Comcast of Houston, LLC to relocate cable under and along Gaston Road, between Greenbusch Road and Katy Flewellen Road, Permit No. 2018-20076, Pct 3.**
- F. **Approve release of Performance Bond in the amount of \$5,000.00 to DMAC Construction & Development, Inc., for completion of work at 9115 FM 723, Permit No. 2017-15660, Precinct 3.**
- G. **Approve application from Windstream Sugar Land, Inc., to bury cable along Harlem Road and Harvest Corner Drive, Permit No. 2018-19840, Precinct 4.**

14. ENGINEERING-DEVELOPMENT:

- A. **Approve request for Fort Bend County to sponsor a Texas Department of Transportation project on behalf of Woodmere Development Co., Ltd., to expedite the construction of a public road connection at FM 521 at Country Fair Lane within Huntington Place Development, at no cost to the County, Precinct 1.**
- B. **Approve the plat for Sienna Parkway Section 4 Street Dedication, Precinct 1.**
- C. **Approve the plat for the roads within Huntington Place, Section 2, Precinct 1.**
- D. **Approve the plat for the lots within Huntington Place, Section 2, Precinct 1.**
- E. **Approve the plat for the roads within Veranda, Section Twenty, Precinct 1.**
- F. **Approve the plat for the lots within Veranda, Section Twenty, Precinct 1.**
- G. **Approve the plat for the roads within Lakeview Retreat, Sec. 1, Precinct 2.**
- H. **Approve the plat for the lots within Lakeview Retreat, Sec. 1, Precinct 2.**
- I. **Approve the plat for Via Mazzini Way Street Dedication, Sec. 2, Precinct 3.**
- J. **Approve the plat for the roads within Anserra, Sec. 5, Precinct 3.**
- K. **Approve the plat for the lots within Anserra, Sec. 5, Precinct 3.**
- L. **Approve the plat for the roads within Harvest Green, Sec. 18, Precinct 3.**
- M. **Approve the plat for the lots within Harvest Green, Sec. 18, Precinct 3.**
- N. **Approve the plat for West Bellfort Complex, Precinct 4**

Item 14 continued - Engineering - Development:

- O. **Approve the plat for Aliana Fairbairn Way Street Dedication Sec. 1, Precinct 4.**
- P. **Accept the street in Sienna Village of Anderson Springs, Section 16: Wild Trail 569.00 LF, and release the bond in the amount of \$19,940.00, Precinct 2.**
- Q. **Accept the street in Sienna Village of Anderson Springs, Section 17B: Senebe Way 610.00 LF, and release the bond in the amount of \$21,350.00, Precinct 2.**
- R. **Accept the street in Sienna Village of Anderson Springs, Section 24: Angel Falls 516.00 LF, and release the bond in the amount of \$29,190.00, Precinct 2.**
- S. **Accept the streets in Cambridge Falls, Section 9: Wellfleet Crossing 280.00 LF, Ashlyn Arbor Drive 1,217.35 LF, Tannin Trace 471.00 LF and Manchester Crossing Drive 286.80 LF, for a total of 2,255.15 LF and release the bond in the amount of \$156,485.00, Precinct 2.**
- T. **Accept the streets in Jordan Ranch Model Home Park: Sandhill Crest Lane 413.00 LF and Sonora Ridge Drive 464.00 LF, for a total of 877.00 LF and release the bond and rider in the amount of \$60,000.00, Precinct 3.**
- U. **Accept the street in Avalon at Riverstone, Section 18A: West Avalon Drive 1,178.00 LF. The remainder of the streets are private, and will be maintained by the Homeowners Association. Release the bond in the amount of \$226,870.00, Precinct 4.**
- V. **Accept the streets in Aliana Westmoor Drive and Abermore Lane Street Dedication: Westmoor Drive 468.00 LF and Abermore Lane 427.00 LF, for a total of 895.00 LF, and release the bond in the amount of \$85,882.66, Precinct 4.**
- W. **Accept the streets in Aliana Westmoor Drive and Reserves Subdivision: Westmoor Drive 951.50 LF and Brannock Avenue 78.00 LF for a total of \$1,029.50, and release Letter of Credit in the amount of \$36,032.50, Precinct 4.**
- X. **Accept the street in Aliana Sec. 15 Replat No. 3 and Extension Partial Replat No.1: Westmoor Drive 870.00 LF, and release the bond in the amount of \$121,787.40, Precinct 4.**
- Y. **Set public hearing for acceptance of the traffic control plan for Sienna Village of Anderson Springs, Sec. 16, Sec. 17B, and Sec. 24, Precinct 2. (Tuesday, May 22, 2018 at 1:00 p.m.)**
- Z. **Set public hearing for acceptance of the traffic control plan for Bellaire Boulevard in Mission Bend area at San Pablo Drive for the addition of all way-stop control, Precinct 2. (Tuesday, May 22, 2018 at 1:00 p.m.)**
- AA. **Set public hearing for acceptance of the revised traffic control plan for Winfield Lakes, Section 1 for the addition of "No Parking" signs on Winfield Lakes Trail, Precinct 2. (Tuesday, May 22, 2018 at 1:00 p.m.)**

15. **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. **Pay Application Number 4 in the amount of \$760,388.55 to Teal Construction Company for construction services regarding the Sheriff Administration Building;**
 - B. **Invoice No. 1335448 in the amount of \$10,500.00 to Stantec for design services regarding the Medical Examiner Office Building;**
 - C. **Invoice No. 007 in the amount of \$1,890.00 to CMG Holdings, Inc. for construction services regarding renovations to the Missouri City Middle School Gymnasium;**
 - D. **Invoice No. 1630 in the amount of \$3,418.00 to Austin-Reed Engineers for construction materials testing services regarding an addition to and expansion of the Missouri City Branch Library;**
 - E. **Invoice No. 1602-18 in the amount of \$6,674.26 to Merriman Holt Powell for architectural services regarding an addition to and expansion of the Missouri City Branch Library;**
 - F. **Pay Application No. 5 in the amount of \$465,922.37 to Paradigm Construction for construction services regarding an addition to and expansion of the Missouri City Branch Library;**
 - G. **Invoice Numbers 10045396 and 10045397 for an amount totaling \$56,458.04 to PGAL for architectural services regarding build-out of a courtroom on the first floor of the Justice Center;**
 - H. **Invoice No. 7231 in the amount of \$5,400.00 to Library Design Systems for relocation shelving services regarding the build-out of courtroom on the first floor of the Justice Center;**
 - I. **Invoice Numbers 131004A, 131015A, 131017A, 131019A, 131230CPT, 131022A, 131231A, 131246A, 131248A, 131007A, 131410A, 145658A, 145664A, 145665A, 131434A, 145603P, and 145666A for an amount totaling \$86,655.25 to A-Rocket Moving & Storage for moving services regarding expansion of the Justice Center;**
 - J. **Invoice No. 69522-2 in the amount of \$3,526.57 to Southwest Solutions Group for high density file shelving moving services regarding expansion of the Justice Center;**
 - K. **Invoice Numbers IN313525, IN313523, and IN311505 for an amount totaling \$114,361.00 to NWN Corporation for computer related expenses regarding expansion of the Justice Center;**
 - L. **Invoice No. 112358416-112359693 in the amount of \$6,244.85 to Global Equipment Company for storage shelving units regarding expansion of the Justice Center;**
 - M. **Invoice No. 69522-1 in the amount of \$136,616.28 to Southwest Solutions Group for high density file moving services regarding expansion of the Justice Center;**

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Item 15 continued - Facilities Management & Planning:

- N. **Invoice No. 1720.03 in the amount of \$7,330.90 to Lesley & Associates for relocation management services regarding the expansion of the Justice Center;**
- O. **Invoice Numbers 10045389 and 10045390 for an amount totaling \$13,068.94 to PGAL for architectural services regarding expansion of the Justice Center.**
- 16. **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 April 18, 2018, and makes the following recommendation to Commissioners Court:**

Approve Supplemental Agreement No. 3 between Fort Bend Grand Parkway Toll Road Authority and SWC Group, LP regarding Violations Processing Services.
- 17. **HEALTH & HUMAN SERVICES:**

Social Services: Accept donation for the Unmet Emergency Needs for Veterans Program in the amount of \$456 as detailed on report for April 2018.
- 18. **HUMAN RESOURCES:**
 - A. **Approve request for withdrawal of 160 hours from the Shared Sick Leave Pool for employee of the Sheriff's Office, Position Number 5601-0737.**
 - B. **Approve request for withdrawal of 160 hours from the Shared Sick Leave Pool for employee of Road and Bridge, Position Number 6111-0040.**
- 19. **PUBLIC TRANSPORTATION:**

Rescind action of Agenda Item 27A by Commissioners Court on March 6, 2018, due to updated documents, and approve Budget Revision No. 4 between Fort Bend County and the Federal Transit Administration for Federal Award Identification No. TX-90-Y120, to revise the budget and deobligate \$26,497 in Federal funding and move to a future Public Transportation award.
- 20. **PURCHASING:**
 - A. **Authorize advertising for qualifications for engineering services for bridge repair designs due to previous flooding incidents.**
 - B. **Authorize advertising for bids for construction of Sansbury Boulevard from Grand Estates Drive to Williams Way Boulevard, Mobility Bond Project No. 13111.**

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Item 20 continued - Purchasing:

- C. **Authorize advertising for bids for construction of A. Myers Road from existing A. Myers Road to FM 762, Mobility Bond Project No. 13102.**
- D. **Authorize advertising for bids for construction of Beechnut Street pavement and drainage improvements from FM 1464 to Lobera Drive, Mobility Bond Project No. 13201.**
- E. **Authorize advertising for bids for term contract for tire recycling services.**
- F. **Authorized advertising for proposals for lease of property for wireless communication purpose.**

21. TAX ASSESSOR/COLLECTOR:

- A. **Record into Minutes the Summary Monthly Report of Property Taxes Collected in March 2018 as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.**
- B. **Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on April 17, 2018 for an amount totaling \$88,852.52 for the Office of Patsy Schultz.**

22. TREASURER:

Approve Monthly Report submitted by the County Treasurer for March 2018, and authorize advertisement of Affidavit of the same, in accordance with Local Gov. Code Sec 114.026.

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Consent Agenda Items 6 - 22, except Item 12J.

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

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (4-0-1), it is ordered to approve Consent Agenda Item 12J.

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

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23. **COUNTY JUDGE:**

Take all appropriate action on Tax Abatement Agreement between Fort Bend County and Bronson Solar, LLC located in Fort Bend County Reinvestment Zone No. 20.

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Tax Abatement Agreement between Fort Bend County and Bronson Solar, LLC located in Fort Bend County Reinvestment Zone No. 20.

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

24. **COMMISSIONER, PCT. 1:**

Take all appropriate action on request to temporarily block street access around 507 South Fourth Street, Richmond, Texas, on Saturday, June 2, 2018, from 3:00 p.m. until 5:30 p.m., as detailed on the Special Event Permit Application filed with the City of Richmond by Sacred Heart Catholic Church.

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to temporarily block street access around 507 South Fourth Street, Richmond, Texas, on Saturday, June 2, 2018, from 3:00 p.m. until 5:30 p.m., as detailed on the Special Event Permit Application filed with the City of Richmond by Sacred Heart Catholic Church.

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

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25. **AUDITOR:**

- A. **Take all appropriate action on request to reclassify vacant position number 4951-0002 from Audit Assistant II, Grade 10 of Administrative Clerical Policy Group to Accountant, Grade 11 of the Professional Management Group effective June 2, 2018.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to reclassify vacant position number 4951-0002 from Audit Assistant II, Grade 10 of Administrative Clerical Policy Group to Accountant, Grade 11 of the Professional Management Group effective June 2, 2018.

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

- B. **Take all appropriate action on request to reclassify vacant position number 4951-0019 from Audit Assistant II, Grade 10 of Administrative Clerical Policy Group to Accountant, Grade 11 of the Professional Management Group effective June 30, 2018.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to reclassify vacant position number 4951-0019 from Audit Assistant II, Grade 10 of Administrative Clerical Policy Group to Accountant, Grade 11 of the Professional Management Group effective June 30, 2018.

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

26. **COUNTY CLERK:**

- Take all appropriate action on request to create one new full-time position in the Office of County Clerk, Legal Process Specialist, Grade 7 of the Administrative Clerical Policy Group, effective April 28, 2018. (Fund: Records Management)**

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to create one new full-time position in the Office of County Clerk, Legal Process Specialist, Grade 7 of the Administrative Clerical Policy Group, effective April 28, 2018. (Fund: Records Management)

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

April 24, 2018

27. ELECTIONS ADMINISTRATION:

Take all appropriate action on the Joint Election Agreement between Fort Bend County and the City of Meadows Place to conduct the May 5, 2018 Election.

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve the Joint Election Agreement between Fort Bend County and the City of Meadows Place to conduct the May 5, 2018 Election.

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

28. ENGINEERING:

- A. Take all appropriate action on request for temporary road closure, pursuant to Section 251.011 of the Texas Transportation Code, for Powerline Road from Spice Springs Lane to Sunrise Meadow Drive to be closed during construction; closure to begin April 25, 2018 through July 25, 2018, Mobility Bond Project No. 13110, Precinct 1.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve request for temporary road closure, pursuant to Section 251.011 of the Texas Transportation Code, for Powerline Road from Spice Springs Lane to Sunrise Meadow Drive to be closed during construction; closure to begin April 25, 2018 through July 25, 2018, Mobility Bond Project No. 13110, Precinct 1.

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

April 24, 2018

Item 28 continued - Engineering:

- B. Take all appropriate action on Agreement to Contribute Right of Way Funds between Texas Department of Transportation and Fort Bend County in an amount not to exceed \$907,257.70 regarding FM 2218, 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 approve Agreement to Contribute Right of Way Funds between Texas Department of Transportation and Fort Bend County in an amount not to exceed \$907,257.70 regarding FM 2218, Precinct 1. (Fund: Right of Way)

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

- C. Take all appropriate action on the acceptance of a temporary construction easement by Cottonwood Homeowners Association, Inc. regarding Transportation Facility, Mobility Bond Project No. 13406, and record the same in Official Public Records, Precinct 1.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to accept a temporary construction easement by Cottonwood Homeowners Association, Inc. regarding Transportation Facility, Mobility Bond Project No. 13406, and record the same in Official Public Records, Precinct 1.

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

April 24, 2018

Item 28 continued - Engineering:

- D. **Take all appropriate action on request to purchase the following parcels, plus necessary costs, and authorize County Judge to sign all necessary closing documents, regarding Old Needville Fairchilds Road, Mobility Bond Project No. 13109, Precinct 1. (Fund: 2013 Mobility Bonds):**

1. Parcel 01 in the amount of \$6,871.45;
2. Parcel 04 in the amount of \$37,025.45;
3. Parcel 07 in the amount of \$9,408.20;
4. Parcel 16 in the amount of \$10,980.45;
5. Parcel 46 in the amount of \$2,349.45.

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to purchase the following parcels, as presented, plus necessary costs, and authorize County Judge to sign all necessary closing documents, regarding Old Needville Fairchilds Road, Mobility Bond Project No. 13109, Precinct 1. (Fund: 2013 Mobility Bonds):

1. Parcel 01 in the amount of \$6,871.45;
2. Parcel 04 in the amount of \$37,025.45;
3. Parcel 07 in the amount of \$9,408.20;
4. Parcel 16 in the amount of \$10,980.45;
5. Parcel 46 in the amount of \$2,349.45.

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

- E. **Take all appropriate action on Standard Utility Agreement between Fort Bend County and Kinder Morgan Inc., in an amount not to exceed \$138,339 for utility relocations regarding FM 762/FM 2759 (Crabb River Road), 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 approve Standard Utility Agreement between Fort Bend County and Kinder Morgan Inc., in an amount not to exceed \$138,339 for utility relocations regarding FM 762/FM 2759 (Crabb River Road), 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

April 24, 2018

Item 28 continued - Engineering:

- F. **Take all appropriate action on Agreement for Professional Consulting Services between Fort Bend County and AECOM Technical Services, Inc. in an amount not to exceed \$67,200 regarding the Barker Reservoir Feasibility Study, Precinct 3. (Fund: Commissioners Court Projects)**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Professional Consulting Services between Fort Bend County and AECOM Technical Services, Inc. in an amount not to exceed \$67,200 regarding the Barker Reservoir Feasibility Study, Precinct 3. (Fund: Commissioners Court Projects)

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

Commissioner Meyers thanked Judge Hebert for his leadership on this particular project. This will give the County another alternative to help prevent flooding of residents by the operation of the Corps of Engineers in Barker Reservoir.

- G. **Take all appropriate action on request to transfer the amount of \$67,200 from Commissioners Court Projects into Engineering Project Account to allocate funds for feasibility study on potential improvements to storage capacity for Barker Reservoir.**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$67,200 from Commissioners Court Projects into Engineering Project Account to allocate funds for feasibility study on potential improvements to storage capacity for Barker Reservoir.

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

April 24, 2018

Item 28 continued - Engineering:

- H. **Take all appropriate action on Access Letter Agreement between New Quest Properties and Fort Bend County regarding Cane Island Parcel 2, Mobility Bond Project No. 13306, Pct 3.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve Access Letter Agreement between New Quest Properties and Fort Bend County regarding Cane Island Parcel 2, Mobility Bond Project No. 13306, Precinct 3.

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

- I. **Take all appropriate action on request for variance to the block length requirement as stated in Section 5.6.D of the Fort Bend County Regulations of Subdivisions, for Harvest Green, Section 22, on behalf of Grand Parkway 1358, L.P., Precinct 3.**

Pulled.

- J. **Take all appropriate action on plat for the roads within Harvest Green, Section 22, Pct. 3.**

Pulled.

- K. **Take all appropriate action on plat for the lots within Harvest Green, Section 22, Precinct 3.**

Pulled.

- L. **Take all appropriate action on Easement Donation Agreement between Fort Bend County and CenterPoint Energy Texas Gas Operations, regarding West Bellfort, Precinct 4.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Easement Donation Agreement between Fort Bend County and CenterPoint Energy Texas Gas Operations, regarding West Bellfort, Precinct 4.

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

April 24, 2018

29. **FACILITIES MANAGEMENT & PLANNING:**

Take all appropriate action on request to transfer the amount of \$285,000 from Commissioners Court Projects as detailed on Auditor's form dated April 19, 2018 to allocate additional funds necessary for the Animal Services Expansion II project.

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$285,000 from Commissioners Court Projects as detailed on Auditor's form dated April 19, 2018 to allocate additional funds necessary for the Animal Services Expansion II project.

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

30. **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 meetings held on the dates indicated below and makes the following recommendations to Commissioners Court:**

A. **April 18, 2018: Take all appropriate action on Order Amending and Restating the Records Management Program.**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Order Amending and Restating the Records Management Program.

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

April 24, 2018

Item 30 continued - Fort Bend County Toll Road Authority:

- B. **March 15, 2017:** Approve the assignment of legislative consulting services from G&P Consulting to Statehouse Consultants, LLC pursuant to the Agreement for Professional Services with Fort Bend County Toll Road Authority dated September 21, 2016.

Moved by Commissioner Patterson, Seconded by Commissioner Morales
Duly put and unanimously carried (3-2), it is ordered to approve the assignment of legislative consulting services from G&P Consulting to Statehouse Consultants, LLC pursuant to the Agreement for Professional Services with Fort Bend County Toll Road Authority dated September 21, 2016.

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

31. **FORT BEND GRAND PARKWAY TOLL ROAD AUTHORITY: The Board of Directors of Fort Bend Grand Parkway Toll Road Authority reviewed these items at the meeting date indicated below and makes the following recommendations to Commissioners Court:**

- A. **April 18, 2018:** Take all appropriate action on Order Amending and Restating the Records Management Program.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve Order Amending and Restating the Records Management Program.

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

April 24, 2018

Item 31 continued - Fort Bend Grand Parkway Toll Road Authority:

- B. **March 15, 2017: Approve the assignment of legislative consulting services from G&P Consulting to Statehouse Consultants, LLC pursuant to the Agreement for Professional Services with Fort Bend Grand Parkway Toll Road Authority dated September 21, 2016.**

Moved by Commissioner Patterson, Seconded by Commissioner Morales
Duly put and unanimously carried (3-2), it is ordered to approve the assignment of legislative consulting services from G&P Consulting to Statehouse Consultants, LLC pursuant to the Agreement for Professional Services with Fort Bend Grand Parkway Toll Road Authority dated September 21, 2016.

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

32. **HEALTH & HUMAN SERVICES - CLINICAL HEALTH SERVICES:**

- A. **Take all appropriate action on Application to Kresge Foundation for Fort Bend County to participate in the Emerging Leaders in Public Health Initiative Program for grant funding to support local public health activities.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Application to Kresge Foundation for Fort Bend County to participate in the Emerging Leaders in Public Health Initiative Program for grant funding to support local public health activities.

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

April 24, 2018

Item 32 continued - Health & Human Services - Clinical Health Services:

- B. Take all appropriate action on Collaboration Agreement between Fort Bend County and St. Hope Foundation regarding continuum of care for HIV/AIDS treatment and pre-exposure prophylaxis.**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Collaboration Agreement between Fort Bend County and St. Hope Foundation regarding continuum of care for HIV/AIDS treatment and pre-exposure prophylaxis.

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

- C. Take all appropriate action on Preliminary Memorandum of Understanding between Fort Bend County and International Emergency and Development Aid ((IEDA) regarding the delivery of healthcare services.**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Preliminary Memorandum of Understanding between Fort Bend County and International Emergency and Development Aid ((IEDA) regarding the delivery of healthcare services.

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

- D. Take all appropriate action on application to AIDS United for grant funding in the amount of \$25,000 to increase community access to HIV- related services, with no cash match required by Fort Bend County.**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve application to AIDS United for grant funding in the amount of \$25,000 to increase community access to HIV- related services, with no cash match required by Fort Bend County.

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

April 24, 2018

33. **INFORMATION TECHNOLOGY:**

- A. **Take all appropriate action on request to reclassify vacant position number 5031-0007 in the Information Technology Department, from Programmer Analyst, Grade 12 of the Professional Management Policy Group to System Administrator, Grade 14, of the Professional Management Policy Group, effective April 24, 2018.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to reclassify vacant position number 5031-0007 in the Information Technology Department, from Programmer Analyst, Grade 12 of the Professional Management Policy Group to System Administrator, Grade 14, of the Professional Management Policy Group, effective April 24, 2018.

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

- B. **Take all appropriate action on request to reclassify vacant position number 6101-0019 in the Public Transportation Department, from Intelligent Transportation Systems Manager, Grade 11 of the Professional Management Policy Group, to Intelligent Transportation Systems Supervisor, Grade 12 of the Professional Management Policy Group, in the Information Technology Department, to be funded by Public Transportation Grant.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to reclassify vacant position number 6101-0019 in the Public Transportation Department, from Intelligent Transportation Systems Manager, Grade 11 of the Professional Management Policy Group, to Intelligent Transportation Systems Supervisor, Grade 12 of the Professional Management Policy Group, in the Information Technology Department, to be funded by Public Transportation Grant.

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

April 24, 2018

Item 33 continued - Information Technology:**C. Take all appropriate action on Amendment to Enterprise Content Management Software License and Services Agreement to approve revising the Statement of Work.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Amendment to Enterprise Content Management Software License and Services Agreement to approve revising the Statement of Work.

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

34. PUBLIC DEFENDER:

Take all appropriate action on Resolution and Application to the Texas Indigent Defense Commission for continuation of 2019 discretionary grant funding in the amount of \$175,000 with a match by Fort Bend County of \$700,000, for a total program cost of \$875,000 for the Public Defender Office. (Fund: Public Defender Office)

Moved by Commissioner Prestage, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve Resolution and Application to the Texas Indigent Defense Commission for continuation of 2019 discretionary grant funding in the amount of \$175,000 with a match by Fort Bend County of \$700,000, for a total program cost of \$875,000 for the Public Defender Office. (Fund: Public Defender Office)

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

April 24, 2018

35. PUBLIC TRANSPORTATION:

- A. Take all appropriate action on Amendment No. 1 to Work Authorization No. 5 pursuant to the Agreement between Fort Bend County and Texas A & M Transportation Institute to extend the period of performance to May 31, 2018.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Amendment No. 1 to Work Authorization No. 5 pursuant to the Agreement between Fort Bend County and Texas A & M Transportation Institute to extend the period of performance to May 31, 2018.

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

- B. Take all appropriate action on Memorandum of Understanding on Metropolitan Planning Responsibilities between the Houston-Galveston Area Council, Texas Department of Transportation, and providers of public transit services in eight county regions of Harris, Brazoria, Chambers, Fort Bend, Galveston, Liberty, Montgomery and Waller Counties.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Memorandum of Understanding on Metropolitan Planning Responsibilities between the Houston-Galveston Area Council, Texas Department of Transportation, and providers of public transit services in eight county regions of Harris, Brazoria, Chambers, Fort Bend, Galveston, Liberty, Montgomery and Waller Counties.

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

April 24, 2018

36. **PURCHASING:**

- A. **Take all appropriate action on Amendment to Agreement for Construction of Four Corners Community Center between Fort Bend County and Bass Construction Company, Inc., pursuant to RFP 16-107, for additional services in an amount of \$3,918.85 for a total contract amount not to exceed \$3,054,811.85. (Fund: Fort Bend County Assistance District No. 6)**

Moved by Commissioner Patterson, Seconded by Commissioner Prestage
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., pursuant to RFP 16-107, for additional services in an amount of \$3,918.85 for a total contract amount not to exceed \$3,054,811.85. (Fund: Fort Bend County Assistance District No. 6)

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

Commissioner Patterson announced on May 3rd there will be a ribbon cutting and everyone is invited.

- B. **Take all appropriate action on Amendment to Agreement for Professional Engineering Services for Design/Build Animal Services Expansion Project between Fort Bend County and Broaddus Construction, LLC, pursuant to RFQ 17-079, in the amount of \$1,074,136 to add the construction phase, for a total contract amount not to exceed \$1,142,636 for the new animal shelter building. (Fund: Capital Improvement Project)**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Amendment to Agreement for Professional Engineering Services for Design/Build Animal Services Expansion Project between Fort Bend County and Broaddus Construction, LLC, pursuant to RFQ 17-079, in the amount of \$1,074,136 to add the construction phase, for a total contract amount not to exceed \$1,142,636 for the new animal shelter building. (Fund: Capital Improvement Project)

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

April 24, 2018

Item 36 continued - Purchasing:

- C. **Take all appropriate action on Amendment to Agreement for Professional Project Management Services between Fort Bend County and CMG Holdings, Inc. to extend completion date to December 31, 2018 for services on the former campus of Missouri City Middle School, no change to contract amount. (Fund: 2015 Facilities Bond, Proposition 1)**

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Amendment to Agreement for Professional Project Management Services between Fort Bend County and CMG Holdings, Inc. to extend completion date to December 31, 2018 for services on the former campus of Missouri City Middle School, no change to contract amount. (Fund: 2015 Facilities Bond, Proposition 1)

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

- D. **Take all appropriate action on Amendment to Agreement for Professional Relocation Management Services between Fort Bend County and Lesley & Associates, Inc. for additional services for Justice Center expansion relocation in an amount not to exceed \$12,495 for a contract total not to exceed \$77,495. (Fund: 2015 Facilities Bond, Proposition 4)**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Amendment to Agreement for Professional Relocation Management Services between Fort Bend County and Lesley & Associates, Inc. for additional services for Justice Center expansion relocation in an amount not to exceed \$12,495 for a contract total not to exceed \$77,495. (Fund: 2015 Facilities Bond, Proposition 4)

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

April 24, 2018

Item 36 continued - Purchasing:

- E. **Take all appropriate action on request to purchase medical simulation equipment from CAE Healthcare, Inc., utilizing Texas Multiple Award Schedule TXMAS contract #17-6501 for Emergency Medical Service, in an amount not to exceed \$96,560.36. (Fund: Capital Improvement Project)**

Moved by Commissioner Morales, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to purchase medical simulation equipment from CAE Healthcare, Inc., utilizing Texas Multiple Award Schedule TXMAS contract #17-6501 for Emergency Medical Service, in an amount not to exceed \$96,560.36. (Fund: Capital Improvement Project)

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

- F. **Take all appropriate action on Amendment to Agreement for Access Control Equipment between Fort Bend County and Digital Air Control utilizing Choice Partners Purchasing Cooperative Contract 11/-039JC-02 for a decrease in the amount of \$12,669.25 for a contract total not to exceed \$149,592.75. (Facilities Capital Improvement Project)**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Amendment to Agreement for Access Control Equipment between Fort Bend County and Digital Air Control utilizing Choice Partners Purchasing Cooperative Contract 11/-039JC-02 for a decrease in the amount of \$12,669.25 for a contract total not to exceed \$149,592.75. (Facilities Capital Improvement Project)

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

April 24, 2018

Item 36 continued - Purchasing:

- G. Take all appropriate action on Agreement for Design/Build for EMS Squad 2 Paramedic Station between Fort Bend County and Bass Construction Company, Inc., pursuant to RFQ 18-042, for design services in an amount not to exceed \$19,500. (Fund: FY2015 Facility Bond, Proposition 4)**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Design/Build for EMS Squad 2 Paramedic Station between Fort Bend County and Bass Construction Company, Inc., pursuant to RFQ 18-042, for design services in an amount not to exceed \$19,500. (Fund: FY2015 Facility Bond, Proposition 4)

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

- H. Take all appropriate action on Change Order No. 4 to the Agreement between Fort Bend County and Allgood Construction Co. Inc., to increase the amount by \$33,799.16 for a total contract amount not to exceed \$3,820,230.54 regarding Bellaire Boulevard, and to extend the contract time until March 29, 2018, pursuant to Bid 17-057, Mobility Bond Project No. 13202, 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 Change Order No. 4 to the Agreement between Fort Bend County and Allgood Construction Co. Inc., to increase the amount by \$33,799.16 for a total contract amount not to exceed \$3,820,230.54 regarding Bellaire Boulevard, and to extend the contract time until March 29, 2018, pursuant to Bid 17-057, Mobility Bond Project No. 13202, Precinct 2. (Fund: 2013 Mobility Bonds)

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

April 24, 2018

Item 36 continued - Purchasing:

- I. **Take all appropriate action on Amendment to Agreement for Professional Services between Fort Bend County and Cobb, Fendley & Associates, Inc. in an additional amount of \$31,050 and a total contract amount not to exceed \$193,637 pursuant to SOQ 14-025, regarding Sansbury Boulevard, Mobility Bond Project No. 13111, Precinct 1. (Fund: 2013 Mobility Bonds)**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Amendment to Agreement for Professional Services between Fort Bend County and Cobb, Fendley & Associates, Inc. in an additional amount of \$31,050 and a total contract amount not to exceed \$193,637 pursuant to SOQ 14-025, regarding Sansbury Boulevard, Mobility Bond Project No. 13111, Precinct 1. (Fund: 2013 Mobility Bonds)

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

- J. **Take all appropriate action on Second Amendment to Agreement for Professional Engineering Services between Fort Bend County and Huitt-Zollars, Inc. in an additional amount of \$133,060 and a total contract amount not to exceed \$835,186.40 pursuant to SOQ 14-025 regarding Old Needville-Fairchilds Road, Mobility Bond Project No. 13109, Precinct 1. (Fund: 2013 Mobility Bonds)**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Second Amendment to Agreement for Professional Engineering Services between Fort Bend County and Huitt-Zollars, Inc. in an additional amount of \$133,060 and a total contract amount not to exceed \$835,186.40 pursuant to SOQ 14-025 regarding Old Needville-Fairchilds Road, Mobility Bond Project No. 13109, Precinct 1. (Fund: 2013 Mobility Bonds)

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

April 24, 2018

Item 36 continued - Purchasing:

- K. Take all appropriate action on Agreement for Professional Construction Management Services between Fort Bend County and SES Horizon Consulting Engineers, Inc. in an amount not to exceed \$113,010 regarding Ludwig Lane, Mobility Bond Project No. 13208, 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 Agreement for Professional Construction Management Services between Fort Bend County and SES Horizon Consulting Engineers, Inc. in an amount not to exceed \$113,010 regarding Ludwig Lane, Mobility Bond Project No. 13208, Precinct 2. (Fund: 2013 Mobility Bonds)

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

- L. Take all appropriate action on Fourth Amendment to Project Management Agreement between Fort Bend County and RPS Infrastructure, Inc. in an additional amount of \$150,000 for a total contract amount not to exceed \$1,407,875 pursuant to SOQ 14-025 regarding 2013 Mobility Bond Projects within Precincts 1,2,3 and 4. (Fund: 2013 Mobility Bonds)**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Fourth Amendment to Project Management Agreement between Fort Bend County and RPS Infrastructure, Inc. in an additional amount of \$150,000 for a total contract amount not to exceed \$1,407,875 pursuant to SOQ 14-025 regarding 2013 Mobility Bond Projects within Precincts 1,2,3 and 4. (Fund: 2013 Mobility Bonds)

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

April 24, 2018

37. **TAX ASSESSOR/COLLECTOR:**

- A. **Take all appropriate action on request to create one additional part-time position in the Tax Office effective April 24, 2018, to assist while full-time employee is on military leave of absence.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to create one additional part-time position in the Tax Office effective April 24, 2018, to assist while full-time employee is on military leave of absence.

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

- B. **Take all appropriate action on request to transfer \$8,580 as detailed on Tax Assessor's form dated April 10, 2018 to allocate funds for additional part-time position.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to transfer \$8,580 as detailed on Tax Assessor's form dated April 10, 2018 to allocate funds for additional part-time position.

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

38. **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 \$13,776,102.85.

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

April 24, 2018

39. **Ratify the release of time-sensitive disbursements by County Auditor on April 19, 2018.**

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to ratify the release of time-sensitive disbursements by County Auditor on April 19, 2018 in the amount of \$2,606,548.52.

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

Recess:

Recessed at 1:28 p.m.

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

- A. **§ 551.071. Consultation With Attorney. Commissioners Court will meet in Closed Session to seek the advice of its attorney about pending or contemplated litigation; a settlement offer; or on a matter in which the duty of the attorney to Commissioners Court under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Texas Government Code Chapter 551.**
1. **Potential Litigation; Jose Robledo.**
 2. **Potential claims resulting from Hurricane Harvey-related flooding.**
 3. **Emergency Response.**
- B. **§ 551.089. Deliberation Regarding Security Devices or Security Audits. Commissioners Court will meet in Closed Session to discuss or deliberate regarding security assessments or deployments relating to information resources technology; network security information; or the deployment, or specific occasions for implementation of security personnel, critical infrastructure, or security devices.**

Security Devices or Security Audits.

Closed Session:

Convened at 1:46 p.m.
Adjourned at 2:51 p.m.

Reconvene:

Reconvened at 2:52 p.m.

April 24, 2018

41. Reconvene Open Session and consider taking action on the following matters:**A. § 551.071. Consultation With Attorney.****1. Potential Litigation; Jose Robledo.**

Moved by Commissioner Morales, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney's Office to file a lawsuit against Jose Robledo by reason of the violation of the Fort Bend County Regulations for Subdivisions as noted in correspondence from the Fort Bend County Engineering Department for any and all injunctive, declaratory or equitable relief as allowed by law and any monetary damages and other appropriate legal and equitable relief. Commissioners Court of Fort Bend County, Texas hereby approves their exemption from any bonds to take out any and all extraordinary writs as authorized by Texas Civil Practice & Remedies Code §6.001.

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

2. Potential claims resulting from Hurricane Harvey-related flooding.

No action.

3. Emergency Response.

Judge Hebert exercised his prerogative to appoint Commissioner Patterson and Commissioner Morales as a committee to work with various stakeholders within the County to evaluate the County's Emergency Dispatch and Response Operation and report back to the Court with their recommendation within ninety days.

B. § 551.089. Deliberation Regarding Security Devices or Security Audits.

Security Devices or Security Audits.

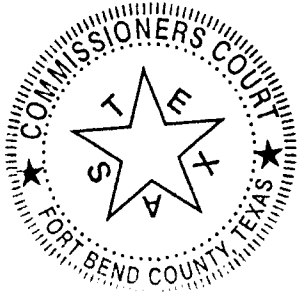
No action.

April 24, 2018

42. **Adjournment.**

Commissioners Court adjourned at 2:55 p.m. on Tuesday, April 24, 2018.

I attest to the accuracy of the foregoing minutes.



Laura Richard

Laura Richard, County Clerk, Fort Bend County, Texas