

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
SECOND FLOOR, FORT BEND COUNTY COURTHOUSE
401 JACKSON STREET, RICHMOND, TEXAS
TUESDAY, MARCH 12, 2019
1:00 P.M.**

AGENDA

1. Call to Order.
2. Invocation by Venerable Jian Tan Shifu of Chung Tai Zen Center.
3. Pledges of Allegiance by Commissioner Ken R. DeMerchant.
4. Approve minutes of regular meeting held on March 5, 2019.
5. Public Comments regarding the Agenda and Announcements.
6. PUBLIC HEARINGS: 1:00 p.m.: Conduct Public Hearings and take all appropriate action on the following matters:
 - A. Acceptance of the traffic control plan for Scanlan Trace north of Tahoe Basin in Sienna Village of Waters Lake Scanlan Trace West Reserves (Scanlan Oaks Elem. School), Pct. 1.
 - B. Acceptance of the traffic control plan for Sienna Parkway Section 4 Street Dedication, Precinct 1.
 - C. Acceptance of the traffic control plan for Harvest Green, Section 23 and Section 26, Pct. 3.
 - D. Acceptance of the traffic control plan for Trails of Katy, Section 4, Precinct 3.
 - E. Acceptance of the traffic control plan for Anserra, Section 6, Precinct 3.
 - F. Acceptance of the traffic control plan for Grand Mission Estates, Section 23, Precinct 3.

- G. Acceptance of the traffic control plan for Rustic Meadow Court in Grand Lakes Section 3, Precinct 3.
- H. Acceptance of the traffic control plan for Aliana, Section 46, Precinct 4.

CONSENT AGENDA ITEMS 7 - 18:

- 7. **OUT-OF-STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
 - A. **Community Development: Marilyn Kindell and Jeanette Varnado to Jacksonville, Florida, June 18-22, 2019, to attend the 50th Anniversary of the National Community Development Association Conference. (Fund: Community Development Block Grant)**
 - B. **County Attorney: Randy Morse to Washington D.C., April 19-23, 2019, for Case No. 18-525 in the Supreme Court of the United States, Fort Bend County vs. Lois M. Davis; Case No. 16-20640, In the United States Court of Appeals for the Fifth Circuit; Lois M. Davis vs. Fort Bend County; Appeal from the United States District Court for the Southern District of Texas (Houston Division) No. 4:12-CV-00131; authorize variance to Travel Policy for dates of travel if necessary to accommodate Supreme Court docket. (Fund: Property Casualty)**
 - C. **Information Technology: Philip Akonom and Jonathan Mankey to New Orleans, Louisiana, September 22-27, 2019, to attend Inforum/Lawson User Conference. (Fund: Capital Improvement Project)**
 - D. **Sheriff's Office: M. Carter to Baltimore, Maryland, May 21-25, 2019, to attend and present at the International Critical Incident Stress Foundation World Congress. (Fund: Sheriff's Office, Bailiffs)**
 - E. **Sheriff's Office: K. Whitehead to Lenexa, Kansas, September 29 - October 4, 2019, to attend the Advanced Social Media and Open Source Intelligence Investigative Training. (Fund: Urban Area Security Initiative Grant)**

8. COUNTY JUDGE:

- A. 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, 2019 through January 1, 2020.
- B. Approve request for Historic Site Property Tax Exemption from the General Fund for The George Ranch Historical Park, located in Richmond, Texas for tax year 2019.
- C. Set public hearing on the creation of Fort Bend County Reinvestment Zone No. 23 for tax abatement purposes pursuant to Section 312.201 and 312.401 of the Texas Property Code, to be conducted on Tuesday, March 26, 2019, at 1:00 p.m. in the Commissioners Courtroom on the second floor at 401 Jackson Street in Richmond, Texas.

9. COMMISSIONER, PCT. 1:

Approve Interlocal Project Agreement between Fort Bend County and Village of Pleak to provide assistance with reconstructing and asphaltting McClellen Street, Coon Creek Court, Edgar Street, Lottie Street, and Pecha Street, all of which are city owned streets, County expenditure not to exceed \$146,159. (Fund: Road & Bridge)

10. BUDGET TRANSFERS:

- A. County Judge: Rescind action by Commissioners Court on Agenda Item 18C from the meeting held on March 5, 2019, due to error in amount, and approve transfer in the amount of \$105,758 from Non-Departmental Contingency into accounts detailed on Director's form dated March 6, 2019, to allocate funds for the reclassification of positions in the Office of County Judge.
- B. Facilities Maintenance: Approve transfer in the amount of \$5,500 from Non-Departmental, Operating Supplies as detailed on Director's form submitted on March 8, 2019 to allocate funds for the purchase of flags for County buildings into Facilities account.
- C. Risk Management: Approve transfer in the amount of \$5,630 as detailed on Director's form dated March 7, 2019 to allocate funds into Capital Improvement Project for the purchase of claims software approved by Commissioners Court on October 2, 2018.

- D. **Sheriff's Office - Commissary: Approve transfer in the amount of \$148,370 as detailed on Chief's form dated March 4, 2019 to amend the budget pursuant to Local Government Code Section 111.07075 and allocate revenue received into Capital Acquisitions for the purchase of body scanning equipment.**

11. **ENGINEERING-PAYMENTS:**

- A. **Approve payment of Invoice No. 4 in the amount of \$159,631.78 to Unitas Construction, Inc. for construction of Sansbury Boulevard, Segment 2, Mobility Bond Project No. 13111b, Precinct 1. (Fund: 2013 Mobility Bonds)**
- B. **Approve payment of Invoice No. 270006 in the amount of \$1,250.00 to Cobb, Fendley & Associates for professional engineering services regarding Sansbury Boulevard, Seg. 2, Mobility Bond Project No. 13111b, Precinct 1. (Fund: 2013 Mobility Bonds)**
- C. **Approve payment of Invoice No. 77708 in the amount of \$11,465.65 to R.G. Miller Engineers, Inc. for professional engineering services regarding Ransom Road, Mobility Bond Project No. 17102, Precinct 1. (Fund: 2017 Mobility Bonds)**
- D. **Approve payment of Invoice No. 29898 in the amount of \$146,915.61 to Terra Associates, Inc. for professional engineering services regarding Lake Olympia Segment 2, Mobility Bond Project No. 17201, Precincts 1 and 2. (Fund: 2017 Mobility Bonds)**
- E. **Approve payment of Invoice No. 6757 in the amount of \$48,352.50 to Property Acquisition Services, LLC for right of way services regarding 2013 Mobility Bond Projects within Precincts 1 and 4. (Fund: Right of Way)**
- F. **Approve payment of Invoice No. 6758 in the amount of \$10,177.50 to Property Acquisition Services, LLC for right of way services regarding 2017 Mobility Bond Projects within Precincts 1 and 4. (Fund: Right of Way)**
- G. **Approve payment of Invoice No. 7 in the amount of \$174,412.67 to Allgood Construction Company, Inc. for construction of Beechnut Street, Mobility Bond Project No. 13201, Precinct 2. (Fund: 2013 Mobility Bonds)**
- H. **Approve payment of Invoice No. 27 (Final) in the amount of \$265.79 to HR Green, Inc. for professional engineering services regarding Sugarland-Howell, Mobility Bond Project No. 13211, Precincts 2 and 3. (Fund: 2013 Mobility Bonds)**

- I. Approve payment of Invoice No. 8 in the amount of \$9,020.75 to Huitt-Zollars, Inc. for professional engineering services regarding Old Richmond Road, Mobility Bond Project No. 17208, Precincts 2 and 3. (Fund: 2017 Mobility Bonds)
 - J. Approve payment of Invoice No. P166111-7 in the amount of \$107,000.00 to HR Green, Inc. for professional engineering services regarding Burney-Old Richmond Road, Mobility Bond Project No. 17207, Precincts 2, 3 and 4. (Fund: 2017 Mobility Bonds)
 - K. Approve payment of Invoice No. 36 in the amount of \$31,500.00 to HJ Consulting for professional engineering inspection services regarding FM 1093/Westpark Extension Phase IIA, Precinct 3. (Fund: 2017A Series Road Bonds)
 - L. Approve payment of Invoice No. 54036 in the amount of \$374.65 to Costello, Inc. for professional engineering services regarding Roesner Road Segment 2, Mobility Bond Project No. 17306, Precinct 3. (Fund: 2017 Mobility Bonds)
 - M. Approve payment of Invoice No. 54035 in the amount of \$374.65 to Costello, Inc. for professional engineering services regarding Roesner Road Segment 1, Mobility Bond Project No. 17305, Precinct 3. (Fund: 2017 Mobility Bonds)
12. **ENGINEERING-PERMITS:**
- A. Approve application from Abelardo Nava to install a driveway tie-in at 4035 Dogwood Bough Lane, Permit No. 2018-20647, Precinct 1.
 - B. Approve application from Dimas Bros. Construction, L.L.C. to install a stormwater outfall into Dry Creek, Permit No. 2019-26033, Precinct 1.
 - C. Approve application from Royal Hearts Homes, LLC/Alvarado Group Mgmt to install a driveway tie-in at 1210 Mulberry Farm Lane, Permit No. 2018-24172, Precinct 1.
 - D. Approve application from Royal Hearts Homes, LLC/Alvarado Group Mgmt to install a driveway tie-in at 1226 Mulberry Farm Lane, Permit No. 2018-24163, Precinct 1.

- E. **Approve application from Royal Hearts Homes, LLC/Alvarado Group Mgmt to install a driveway tie-in at 1218 Mulberry Farm Lane, Permit No. 2018-24162, Precinct 1.**
 - F. **Approve application from Comcast of Houston, LLC to install fiber optic cable along Westheimer Parkway, Permit No. 2019-26481, Precinct 3.**
 - G. **Approve application from CenterPoint Energy to install a 4-inch gas line along McCrary Meadows Drive, Permit No. 2019-26211, Precinct 3.**
 - H. **Approve application from Clearwater Utilities, Inc. to install a 24-inch storm sewer line and a 12-inch waterline along Park Westheimer Boulevard, Permit No. 2019-26434, Precinct 3.**
13. **ENGINEERING-DEVELOPMENT:**
- A. **Approve the plat for the roads within Vacek Country Meadows, Section 1, Precinct 1.**
 - B. **Approve the plat for the lots within Vacek Country Meadows, Section 1, Precinct 1.**
 - C. **Approve the plat for the roads within Glendale Lakes, Section 6, Precinct 1.**
 - D. **Approve the plat for the lots within Glendale Lakes, Section 6, Precinct 1.**
 - E. **Approve the plat for Arista Riverstone Active Adult Community, Precinct 4.**
14. **FACILITIES MANAGEMENT & PLANNING: The Director of Facilities Management & Planning submits these invoices for approval and payment for projects that have been budgeted and funded by 2015 Facility Bonds:**
- A. **Pay Application No. CO #1 in the amount of \$38,392.20 to Crain Group LLC for construction services regarding the Fairgrounds Livestock Building project;**
 - B. **Pay Application No. 14 in the amount of \$426,975.59 to Teal Construction Company for construction services regarding the Sheriff's Office Administration Building;**
 - C. **Invoice No. 1076076 in the amount of \$10,115.88 to DataVox for information technology related equipment regarding the Sheriff's Office Administration Building;**

- D. Invoice No. 3041520125 in the amount of \$4,165.62 to Huitt-Zollars for architectural services regarding the Sheriff's Office Administration Building.

15. **HUMAN RESOURCES:**

- A. Approve the rehire of former employee R. Gomez who terminated employment on July 2, 2015, and will be rehired effective March 18, 2019.
- B. Approve request for withdrawal of 480 hours from the Shared Sick Leave Pool for employee of the County Attorney's Office, Position No. 4751-0007.

16. **PUBLIC TRANSPORTATION:**

- A. Approve payment of Invoice No. 3071210106 in the amount of \$7,210.34 to Huitt-Zollars for construction management service regarding Transit Center - Bamore Road Mobility Bond Project No. 13406. (Fund: 2013 Mobility Bonds)
- B. Approve payment of Invoice No. 225546 in the amount of \$23,241.25 to Ninyo & Moore, Inc. regarding Transit Facility, Mobility Bond Project No. 13406. (Fund: 2013 Mobility Bonds)
- C. Approve payment of Invoice No. 3081690114 in the amount of \$30,073.73 to Huitt-Zollars for construction management service regarding the Transit Facility, Mobility Bond Project No. 13406. (Fund: 2013 Mobility Bonds)
- D. Approve payment of Invoice No. 06 in the amount of \$778,950.57 to SpawGlass Construction Corporation for construction regarding the Transit Facility, Mobility Bond Project No. 13406. (Fund: 2013 Mobility Bonds)

17. **PURCHASING:**

Authorize advertising for bids for Construction for Braxton Street Waterline Improvements for City of Kendleton for Fort Bend County.

18. **TAX ASSESSOR/COLLECTOR:**

- A. **Approve refunds over \$500 detailed in Tax Assessor/Collector's report submitted on March 5, 2019 for an amount totaling \$27,872.48 for the Office of Patsy Schultz.**
 - B. **Approve request for increase to the Tax Office Change Fund to accommodate changes by Texas Department of Motor Vehicles for chargebacks on Auto Department online credit card transactions.**
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19. **COUNTY JUDGE:**

- A. Take all appropriate action on a Resolution Establishing the Fort Bend County Local Government Code §381 Economic Development and Texas Direct Payment Exemption Program and the incorporated rules setting forth the terms of the Program.
- B. Take all appropriate action on the Interlocal Agreement for administration of the Fort Bend County Assistance District Use Tax Collections and Use Tax Grants for the Fort Bend County Local Government Code §381 Economic Development and Texas Direct Payment Exemption Program.
- C. Take all appropriate action on Agreement between Fort Bend County and Smith, Murdaugh, Little & Bonham, LLP, to provide legal representation for the Fort Bend County Local Government Code §381 Economic Development and Texas Direct Payment Exemption Program.

20. **COMMISSIONER, PCT. 1:**

Take all appropriate action on request to transfer the amount of \$1,583 from Non-Departmental Contingency into Information Technology to allocate funds for the purchase of a laser printer.

21. COMMISSIONER, PCT. 4:

- A. Take appropriate action on Resolution to the 86th Legislature in Support of Single Member School Board Districts.
- B. Take all appropriate action on request by Fiona Au to waive penalty and interest totaling \$518.17 on property taxes for tax year 2018, Precinct 4.
- C. Take all appropriate action on request to transfer the amount of \$12,000 from Non-Departmental Contingency into Commissioner, Pct. 4, Travel, to allocate funds for travel and training through September 30, 2019.

22. COMMUNITY DEVELOPMENT:

Take all appropriate action on Voluntary Housing Buyout Program Application to the Texas General Land Office for Community Development Block Grant - Disaster Recovery Assistance regarding houses affected by flooding in 2017 in the amount of \$21,155,575 and authorize the county Judge to sign all documents pertaining to the application.

23. CONSTABLE, PCT. 2:

Take all appropriate action on request to transfer the amount of \$33,850 from Non-Departmental Contingency into Constable Precinct 2, account as detailed on Director's form submitted March 7, 2019 to allocate funds needed for overtime expenses through September 30, 2019.

24. COUNTY ATTORNEY:

- A. Take all appropriate action on Resolution and Order decreeing the acquisition of property to be a public necessity and authorizing the acquisition and payment of compensation by record vote for Bryan Road, Mobility Bond Project No. 17118, Precinct 1.
- B. Take all appropriate action on Resolution and Order decreeing the acquisition of property to be a public necessity and authorizing the acquisition and payment of compensation by record vote for Sims Road, Mobility Bond Project No. 17119x, Precinct 1.

- C. Take all appropriate action on Resolution and Order decreeing the acquisition of property to be a public necessity and authorizing the acquisition and payment of compensation by record vote for McCrary Road, Mobility Bond Project No. 17313, Precinct 3.

25. DISTRICT ATTORNEY:

Take all appropriate action on request to ratify amendment to the Human Trafficking Investigation and Prosecution Project grant application approved by Commissioners Court on February 26, 2019, to increase the request for funds from \$378,964 to \$635,928, with no matching funds required by Fort Bend County, and approve revised Resolution for the period of October 1, 2019 through September 30, 2020.

26. ENGINEERING:

Take all appropriate action on request to purchase Parcel 33 of South Post Oak in the amount of \$12,317 plus the necessary closing costs and authorize County Judge to sign all closing documents, Mobility Bond Project No. 13112, Precinct 1. (Fund: 2013 Mobility Bonds)

27. HEALTH & HUMAN SERVICES:

- A. Clinical Health Services: Take all appropriate action on renewal Application to Texas Department of State Health Services for grant funds in the amount of \$288,722 for HIV prevention activities, with no cash match required by Fort Bend County for the period ending December 31, 2019.
- B. Clinical Health Services: Take all appropriate action on Letter of Intent to the Texas Department of State Health Services for the HIV Prevention Services request regarding Application No. HHS0000778.
- C. Social Services: Take all appropriate action on acceptance of funds in the amount of \$10,000 from TXU Energy to provide assistance to qualified County residents under the TXU Energy Aid Program.

28. PUBLIC TRANSPORTATION:

- A. Take all appropriate action on Amendment No. 1 to the Project Grant Agreement between Texas Department of Transportation and Fort Bend County, Project No. BBF 1902 (11) 45 for Fiscal Year 2019 Section 5339 Federal funds to revise the budget and extend the contract through November 30, 2019, with no change in local match.
- B. Take all appropriate action on request to submit an application to Texas Department of Transportation for Fiscal Years 2020 and 2021 Section 5310 Elderly and Disabled federal funds in the amount of \$64,738 and a proposed local match of \$47,434 with \$3,461 in transportation development credits, for assistance with transportation programs, including grantor's request for submittal of additional information.

29. PURCHASING:

- A. Take all appropriate action on request to transfer the amount of \$3,021 from Non-Departmental Contingency into Purchasing, Information Technology, to allocate funds needed to purchase two (2) laptops and scanners for Inventory.
- B. Take all appropriate action on request to purchase one (1) Explorer, an addition to fleet for Commissioner Pct. 4 from Helfman Ford, pursuant to Bid 15-028 for an amount not to exceed \$24,650 and authorize funding for the vehicle from Non-Departmental Contingency.
- C. Take all appropriate action on request to transfer the amount of \$24,650 from Non-Departmental Contingency into Commissioner Pct 4, Capital Acquisitions, to allocate funds for vehicle needed for Precinct 4 staff.
- D. Take all appropriate action on request to purchase one (1) Tahoe, addition to fleet for County Judge from Caldwell Chevrolet, pursuant to Bid 19-017 for an amount not to exceed \$31,690 and authorize funding for the vehicle from Non-Departmental Contingency.
- E. Take all appropriate action on request to transfer the amount of \$31,960 from Non-Departmental Contingency into County Judge, Capital Acquisitions, to allocate funds for vehicle for County Judge.
- F. Take all appropriate action on request by Town of Thompsons to purchase surplus property from Fort Bend County, pursuant to Local Government Code Section 263.152(a)(1), specifically a 2003 White Chevrolet truck for \$1,900.

- G. Take all appropriate action on Second Amendment to Agreement for Janitorial Services at Fort Bend County Buildings and Facilities between Fort Bend County and McLemore Building Maintenance, Inc., pursuant to cooperative The Interlocal Purchasing System Contract 170104 for additional locations in the amount of \$4,992.56 per month, for a total monthly contract amount not to exceed \$65,177.72. (Fund: Facilities Management & Planning)
- H. Take all appropriate action on Fourth Amendment to Agreement for Auctioneer Services between Fort Bend County and Lemons Auctioneers, LLP, pursuant to RFP 16-082 to extend the Agreement through December 31, 2019.
- I. Take all appropriate action on Bid 19-049, Utility Vehicles for Fort Bend County Fairgrounds.
- J. Take all appropriate action on RFQ 19-020 for Construction Management Services for Westpark Park and Ride.
- K. Take all appropriate action on Bid 19-028, term contract for Diesel Exhaust Fluid.
- L. Take all appropriate action on Bid 19-034, term contract for Oil and Lubricants.
- M. Take all appropriate action on Bid 19-029, term contract for Bottled Drinking Water.
- N. Take all appropriate action on Software License Subscription and Implementation Agreement between Fort Bend County and Origami Risk LLC, pursuant to RFP 18-092 for Risk Management Information System in an amount not to exceed \$117,980 for a three year term of service. (Fund: Capital Improvement Project and Information Technology)
- O. Take all appropriate action on Second Amendment to Agreement for Purchase of Transit Buses pursuant to RFP 17-044, to include a price increase on 32-foot buses and on 40-foot buses. (Fund: Public Transportation Grant)
- P. Take all appropriate action on Second Amendment to Agreement for Professional Property Acquisition Services between Fort Bend County and Percheron Field Services, LLC in an additional amount of \$93,550 for a total contract amount not to exceed \$704,550 pursuant to SOQ 14-025 regarding 2013 Mobility Bond Projects within Precinct 3. (Fund: Right of Way)

30. TAX ASSESSOR/COLLECTOR:

Take all appropriate action on request to transfer the amount of \$80,000 from Non-Departmental Contingency into Tax Office, Fees, to allocate funds for ongoing fees to Prosperity Bank through September 30, 2019.

31. Approve Bills.

32. Authorize County Auditor to pay and release time-sensitive disbursements on March 21, 2019, to be ratified by Commissioners Court on March 26, 2019.

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

§ 551.071. Consultation With Attorney. Commissioners Court will meet in Closed Session to seek the advice of its attorney about pending or contemplated litigation; a settlement offer; or on a matter in which the duty of the attorney to Commissioners Court under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Texas Government Code Chapter 551.

Texas Health & Safety Code: Chapter 711. General Provisions Relating to Cemeteries and Chapter 713: Local Regulation of Cemeteries.

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

§ 551.071. Consultation With Attorney.

Texas Health & Safety Code: Chapter 711. General Provisions Relating to Cemeteries and Chapter 713: Local Regulation of Cemeteries.

35. Adjournment.

In the event any of the foregoing items are not covered in the time allocated on the date of this agenda, the County may order a continuance for the next day until the discussion is completed on all items.



KP George, County Judge

Notice of meeting/agenda was filed with the County Clerk on Friday, March 8, 2019. An electronic version of this notice is also posted on the Fort Bend County website: www.fortbendcountytexas.gov under Commissioners Court and under Legal Notices.

NOTICE

Policy of Non-Discrimination on the Basis of Disability

Fort Bend County does not discriminate on the basis of disability in the admission or access to, or treatment or employment in, its programs or activities. The County's ADA Coordinator is the Director of Facilities Management & Planning, located at 301 Jackson Street, Suite 301, in Richmond, Texas, 77469, telephone 281-633-7045. The Director of Facilities Management & Planning is designated to coordinate compliance with the non-discrimination requirements in Section 35.107 of the Department of Justice regulations. Information concerning the provisions of the Americans with Disabilities Act, and the rights provided thereunder, are available from the ADA coordinator.

NOTICE

Fort Bend County Commissioners Court reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberation of Real Property), 551.0725 (Deliberation of Contract Being Negotiated), 551.073 (Deliberation of Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberation of Security Devices) and 551.086 (Economic Development).