

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 12th day of March, 2019.



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 26th day of March, 2019.



KP GEORGE, COUNTY JUDGE

MINUTES

BE IT REMEMBERED, That on this 12TH DAY of MARCH, 2019, Commissioners Court of Fort Bend County, Texas, met at a regular meeting with the following present:

KP GEORGE	COUNTY JUDGE
VINCENT MORALES	COMMISSIONER PRECINCT 1
GRADY PRESTAGE	COMMISSIONER PRECINCT 2
ANDY MEYERS	COMMISSIONER PRECINCT 3
KEN R. DEMERCHANT	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 KP George at 1:00 p.m.

2. Invocation by Venerable Jian Tan Shifu of Chung Tai Zen Center.

Invocation by Venerable Jian Tan Shifu of Chung Tai Zen Center.

3. Pledges of Allegiance by Commissioner Ken R. DeMerchant.

Pledges of Allegiance by Commissioner Ken R. DeMerchant.

4. Approve minutes of regular meeting held on March 5, 2019.

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 March 5, 2019.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

5. Public Comments regarding the Agenda and Announcements.

No public comments.

Commissioner DeMerchant thanked Venerable Jian Tan Shifu of Chung Tai Zen Center for joining the court and offering the opening prayer. He also thanked his staff member Pat Garner, who is a practitioner of the religion. Commissioner stated Buddhism is a spiritual tradition focusing on personal spiritual development and is the world's fourth largest religion with over 16 different temples and centers here in Fort Bend County. Commissioner DeMerchant's goal is to make Fort Bend County offices and public meeting places inclusive in welcoming all races, ethnicities and religious backgrounds.

6. PUBLIC HEARINGS: 1:05 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 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.**

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Agenda Items 6A - 6H.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

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)**

Item 7 continued - Out-Of-State Travel:

- 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.

Item 10 continued - Budget Transfers:

- 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)

Item 11 continued - Engineering - Payments:

- 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.**



Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Consent Agenda Items 7 - 18.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

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.**

Moved by Commissioner DeMerchant,
Duly put and unanimously carried, it is ordered to approve 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, excluding Precinct 4.

Judge George requested legal consult on the motion, second and discussion.

Michelle Turner, Chief - General Counsel, noted the court has not adopted a particular set of parliamentary rules. Ms. Turner stated generally speaking, not necessarily binding, the Robert's Rules of Order would have a motion on the floor, a second to the motion to open up the debate.

Judge George indicated, moving forward, the court will follow this process.

Michelle Turner, Chief - General Counsel, stated Robert's Rules of Order allows the maker to vote against the motion, but not engage in the debate against the motion that was made. Robert's Rules of Order has not been adopted by this court.

MOTION WITHDRAWN DUE TO LACK OF SECOND

Item 19 continued - County Judge:

Commissioner Meyers explained the builders of homes and other properties in Fort Bend County and in the unincorporated area of Fort Bend County purchase almost all of their material and supplies, etc. from big supply companies in Houston. The only entities that will be affected by this program are the largest home builders who pay \$800,000 a year in taxes and are currently paying a tax to the City of Houston and Metro. Neither one of these entities provide any services to the people that pay their taxes. The attempt is to capture the sales tax revenue for the benefit of the people who are actually paying the tax. This applies to all the County, the Assistance Districts, except those in Precinct 4.

Richard Morrison, Counsel, Smith, Murdaugh, Little & Bonham LLP, indicated this program will be possible to manage when excluding Precinct 4. Mr. Morrison stated the code states the applicant is a responsible purchase person or corporation and annually purchasing at least \$800,000 worth of taxable items for use not for resale. This program is for equitable distribution of tax dollars.

Commissioner DeMerchant has some concern about the program and would like to exclude Precinct 4.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (4-0-1), it is ordered to approve 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, excluding Precinct 4.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Abstain

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.

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (4-1), it is ordered to approve 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.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	No

Michelle Turner, Chief - General Counsel, stated this item is on the part of the County's execution of the Interlocal agreement. Ms. Turner suggested the court take up the issues on the other entities participation as the court gets to the agendas or as the court transitions off the Commissioners Court meeting.

Item 19 continued - County Judge:

- 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.**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
 Duly put and unanimously carried (4-1), it is ordered to approve 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.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	No

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.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
 Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$1,583 from Non-Departmental Contingency into Information Technology to allocate funds for the purchase of a laser printer.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

21. COMMISSIONER, PCT. 4:

- A. Take appropriate action on Resolution to the 86th Legislature in Support of Single Member School Board Districts.**

Pulled.

Item 21 continued - Commissioner, Pct. 4:

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.

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to deny request by Fiona Au to waive penalty and interest totaling \$518.17 on property taxes for tax year 2018, Precinct 4 due to no errors were found by the CAD or Tax Assessors office.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

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.

Moved by Commissioner DeMerchant, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered 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.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

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.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to approve 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.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

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.

ITEM FAILED DUE TO NO MOTION

Pamela Gubbels, Director of Finance & Investments, requested to transfer the deficit that currently exist. Ms. Gubbels' request was denied.

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.

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered, by record vote, to authorize the use of the power of eminent domain to acquire all needed right-of-way for the Bryan road Project #17118, located beginning at Spacek Road and ending Southwest ROW of F.M. 2977, in Fort Bend County, Texas BY ADOPTION OF THE RESOLUTION AND ORDER DECREEING THE ACQUISITION OF PROPERTY TO BE A PUBLIC NECESSITY AND AUTHORIZING THE ACQUISITION AND PAYMENT OF COMPENSATION for the public purpose of widening, aligning, construction, operation and maintenance of the Bryan Road Project #17118 including appurtenant drainage and detention required for said project. This motion applies to any and all parcels of land that must be condemned along the Bryan Road Project #17118.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

MOTION PASSES

Item 24 continued - County Attorney:

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.

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered, by record vote, to authorize the use of the power of eminent domain to acquire all needed right-of-way for the Sims Road Project #17119x, Precinct 1, located beginning 1500' southwest of Texas Spur 10 and ending at Cottonwood School Road Intersection Texas Spur 10, in Fort Bend County, Texas BY ADOPTION OF THE RESOLUTION AND ORDER DECREEING THE ACQUISITION OF PROPERTY TO BE A PUBLIC NECESSITY AND AUTHORIZING THE ACQUISITION AND PAYMENT OF COMPENSATION for the public purpose of widening, aligning, construction, operation and maintenance of the Sims Road Project #17119x, Precinct 1 including appurtenant drainage and detention required for said project. This motion applies to any and all parcels of land that must be condemned along the Sims Road Project #17119x, Precinct 1.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

MOTION PASSES

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.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered, by record vote, to authorize the use of the power of eminent domain to acquire all needed right-of-way for the McCrary Road Project #17313(Corrected to read #17313x), Precinct 3, located beginning at FM 359 and ending 7500' North of FM 359, in Fort Bend County, Texas BY ADOPTION OF THE RESOLUTION AND ORDER DECREEING THE ACQUISITION OF PROPERTY TO BE A PUBLIC NECESSITY AND AUTHORIZING THE ACQUISITION AND PAYMENT OF COMPENSATION for the public purpose of widening, aligning, construction, operation and maintenance of the McCrary Road Project #17313(Corrected to read #17313x), Precinct 3 including appurtenant drainage and detention required for said project. This motion applies to any and all parcels of land that must be condemned along the McCrary Road Project #17313(Corrected to read #17313x), Precinct 3.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

MOTION PASSES

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.

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered 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.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

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)

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered 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)

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

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.**

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

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

- 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.**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
 Duly put and unanimously carried (5-0), it is ordered to approve Letter of Intent to the Texas Department of State Health Services for the HIV Prevention Services request regarding Application No. HHS0000778.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

- 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.**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
 Duly put and unanimously carried (5-0), it is ordered to accept funds in the amount of \$10,000 from TXU Energy to provide assistance to qualified County residents under the TXU Energy Aid Program.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

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.**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
 Duly put and unanimously carried (5-0), it is ordered to approve 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.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

- 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.**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
 Duly put and unanimously carried (5-0), it is ordered 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.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

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.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered 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.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

- 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.**

Pulled.

- 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.**

Pulled.

- 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.**

Pulled.

- 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.**

Pulled.

Item 29 continued - Purchasing:

- 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.**

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

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

- 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)**

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve 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)

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

- 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.**

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

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

Item 29 continued - Purchasing:

I. Take all appropriate action on Bid 19-049, Utility Vehicles for Fort Bend County Fairgrounds.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to purchase six Kawasaki Mules, trade-in five old ones and purchase one club car on Bid 19-049, Utility Vehicles for Fort Bend County Fairgrounds, for a total of \$53,770 from Richmond Equipment, Richmond, TX.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

J. Take all appropriate action on RFQ 19-020 for Construction Management Services for Westpark Park and Ride.

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to negotiate on RFQ 19-020 for Construction Management Services for Westpark Park and Ride with Huitt -Zollars, highest evaluated vendor.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

K. Take all appropriate action on Bid 19-028, term contract for Diesel Exhaust Fluid.

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to award Bid 19-028, term contract for Diesel Exhaust Fluid for the bulk to AJ Hurt and the 2 ½ gallon size containers to Sun Coast Resources.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

Item 29 continued - Purchasing:

L. Take all appropriate action on Bid 19-034, term contract for Oil and Lubricants.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to award Bid 19-034, term contract for Oil and Lubricants to low bidder per item for Sec 10.1, 10.2 and 10.4 and to low bidder per subsection for Sec 10.3.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

M. Take all appropriate action on Bid 19-029, term contract for Bottled Drinking Water.

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to award Bid 19-029, term contract for Bottled Drinking Water to Ready Refresh by Nestle.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

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)

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

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

Item 29 continued - Purchasing:

- 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)**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to approve 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, which is a 3% increase on each of the two sizes. (Fund: Public Transportation Grant)

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

- 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)**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to approve 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)

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

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.

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered 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.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

31. Approve Bills.

Moved by Commissioner Morales, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve bills in the amount of \$11,276,171.96.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

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.

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to authorize County Auditor to pay and release time-sensitive disbursements on March 21, 2019, to be ratified by Commissioners Court on March 26, 2019.

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner DeMerchant	Yes

Recess:

Recessed at 1:52 p.m.

33. 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.**

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

Closed Session:

Convened at 2:08 p.m.
Adjourned at 2:17 p.m.

Reconvene:

Reconvened at 2:19 p.m.

The meetings for Fort Bend County Assistance District Numbers 9, 10, 11 and 12 will be held at a future date with sufficient public notice.

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

§ 551.071. Consultation With Attorney.

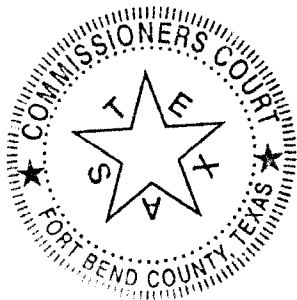
Texas Health & Safety Code: Chapter 711. General Provisions Relating to Cemeteries and Chapter 713: Local Regulation of Cemeteries.

No Action

35. Adjournment.

Commissioners Court adjourned at 2:20 p.m. on Tuesday, March 12, 2019.

Moved by Commissioner Meyers,
to adjourn.



I attest to the accuracy of the foregoing minutes.

Laura Richard

Laura Richard, County Clerk, Fort Bend County, Texas