

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 9th day of April, 2019.



LAURA RICHARD, COUNTY CLERK

Now, therefore, be it resolved upon the motion of Commissioner Myers seconded by Commissioner Nexales, duly put and carried, it is ordered to accept as presented for record the attached minutes approved on this the 23rd day of April, 2019.



KP GEORGE, COUNTY JUDGE

MINUTES

BE IT REMEMBERED, That on this 9TH DAY of APRIL, 2019, Commissioners Court of Fort Bend County, Texas, met at a regular meeting with the following present:

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| 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 |
| LINDA WILLIS FOR 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 Mr. Ashir Patel, disciple of the Swamiji at the Hindu BAPS Temple in Stafford.

Invocation by Mr. Ashir Patel, disciple of the Swamiji at the Hindu BAPS Temple in Stafford.

3. Pledges of Allegiance by County Judge KP George.

Pledges of Allegiance by County Judge KP George.

4. Approve minutes of regular meeting held on April 2, 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 April 2, 2019.

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| 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.

Judge KP George presented a proclamation to Marilyn Kindell, Director of Community Development for Equal Housing Opportunity. The 51st anniversary of the passage of the Fair Housing Act is April 11. The members of Fort Bend County Commissioners Court proclaim April as the Fair Housing month.

Commissioner DeMerchant, Precinct 4, thanked Judge for following his suggestion in honoring the religious diversity of Fort Bend County.

Commissioner Prestage, Precinct 2, informed the court there is a special series, Reconstruction of America After the Civil War, which will air on PBS tonight, April 9, 2019.

Judge George announced the EMS Chief Graig Temple, brought the AMBUS, which is available for touring after court.

CONSENT AGENDA ITEMS 6 - 18:

6. OUT-OF-STATE TRAVEL: Record into Minutes the out-of-state travel for elected official:

County Clerk: County Clerk Laura Richard to Scottsdale, Arizona, October 20-23, 2019 to attend the Courts & Justice Executive Forum 2019. (Fund: County Clerk, Records Management)

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

- A. Health & Human Services - Emergency Medical Service: B. Petrilla and M. Nixon to Orlando, Florida, July 21-27, 2019 to attend the Pinnacle Emergency Medical Service Leadership Conference. (Fund: Emergency Medical Service)**
- B. Information Technology: Susan Folk or Information Technology Director to Orlando, Florida, October 19-25, 2019 to attend Gartner Symposium/Expo 2019. (Fund: Information Technology)**
- C. Public Transportation: Theresa Tiemann to St. Louis, Missouri, September 1-7, 2019 to attend Federal Transit Administration Asset Management Bus Roundtable. (Fund: Public Transportation Grant)**
- D. Sheriff's Office: A. Pascual to Las Vegas, Nevada, April 28 through May 2, 2019 to attend the Dell World Conference. (Fund: Sheriff, Enforcement)**
- E. Sheriff's Office: Approve change in travel dates for S. Onda to Daytona, Florida, May 5-14, 2019, to attend FBI Task Force Training. (Fund: FBI Task Force)**
- F. Sheriff's Office - Detention: D. Quam and M. Carter to Boston, Massachusetts July 31 through August 7, 2019, to attend the American Correctional Association's 149th Congress of Correction conference. (Fund: Sheriff - Detention)**

8. BUDGET TRANSFERS:

- A. District Clerk: Approve transfer in the amount of \$13,400 as detailed on District Clerk's form dated April 3, 2019 to allocate funds into correct accounts for the purchase of office furniture, replacement monitors, copier, printers, and scanners.**
- B. Facilities Management & Planning: Approve transfer in the amount of \$175 from Fees into Information Technology to allocate funds for renewal of AutoCAD licenses.**
- C. Sheriff's Office - Commissary: Approve transfer in the amount of \$40,770 as detailed on Chief's form submitted on April 1, 2019 to amend the budget pursuant to Local Government Code Section 111.07075 and allocate funds received from the Commissary for the Air Tube System.**

9. DISTRICT CLERK:

Record into Minutes the Certificate of Course Completion awarded to Fort Bend County District Clerk Beverly McGrew Walker for completion of the Texas Public Information Act training offered by the Texas Attorney General pursuant to Government Code Section 552.012.

10. ENGINEERING-PAYMENTS:

- A. Approve payment of Invoice No. U2278-10 Revised in the amount of \$97,534.55 to S&B Infrastructure for professional engineering services regarding Reading Road, Mobility Bond Project No. 13117x, Precinct 1. (Fund: 2013 Mobility Bonds)**
- B. Approve payment of Invoice No. 6 in the amount of \$29,055.40 to HJ Consulting, Inc. for professional engineering services regarding various roads in Arcola, Mobility Bond Project No. 17120x, Precinct 1. (Fund: 2017 Mobility Bonds)**
- C. Approve payment of Invoice No. 55809 in the amount of \$35,119.22 to Landtech, Inc. for professional engineering services regarding Bryan Road, Mobility Bond Project No. 17118, Precinct 1. (Fund: 2017 Mobility Bonds)**
- D. Approve payment of Invoice No. 201902733 in the amount of \$1,250.00 to Berg-Oliver Associates, Inc. for professional environmental services regarding Chimney Rock, Mobility Bond Project No. 13203, Precincts 1 and 2. (Fund: 2013 Mobility Bonds)**
- E. Approve payment of Invoice No. 201902732 in the amount of \$415.00 to Berg-Oliver Associates, Inc. for professional environmental services regarding Lake Olympia, Segment 2, Mobility Bond Project No. 13217x, Precincts 1 and 2. (Fund: 2013 Mobility Bonds)**
- F. Approve payment of Invoice No. 30008 in the amount of \$2,975.00 to Terra Associates, Inc. for professional engineering services regarding Lake Olympia, Segment 1, Mobility Bond Project No. 13207, Precinct 2. (Fund: 2013 Mobility Bonds)**
- G. Approve payment of Invoice No. 9 in the amount of \$8,923.18 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)**

Item 10 continued - Engineering - Payments:

- H. Approve payment of Invoice No. 54471 in the amount of \$17,138.00 to Costello, Inc. for professional engineering services regarding Beechnut Street, Mobility Bond Project No. 17204, Precincts 2 and 3. (Fund: 2017 Mobility Bonds)
 - I. Approve payment of Invoice No. 36 in the amount of \$1,909.02 and Invoice No. 37 in the amount of \$241,260.53 to Webber, LLC for construction of FM 1093/Westpark Extension Phase I, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)
 - J. Approve payment of Invoice No. 3208 in the amount of \$29,438.60 to CivilCorp for professional engineering services regarding Katy Flewellen, Mobility Bond Project No. 13316, Precinct 3. (Fund: 2013 Mobility Bonds)
 - K. Approve payment of Invoice No. 14 in the amount of \$556,911.57 to Webber, LLC for construction of FM 1093/Westpark Extension Phase IIA, Precinct 3. (Fund: 2017A Series Road Bonds)
11. ENGINEERING-PERMITS:
- A. Approve application from AT&T Texas/Black and Veatch to install fiber optic cable along Cumings Road, Permit No. 2018-23140, Precinct 1.
 - B. Approve application from First America Homes, Ltd to install a driveway tie-in at 7806 Kovar Road, Permit No. 2019-26145, Precinct 1.
 - C. Approve release of cashier's check to Housetex Homes, LLC for completion of work along Spellbrook Bend Lane, Permit No. 2018-19907, Precinct 3.
 - D. Approve application from MCI Metro Access Transmission Services, Corp/Eagle Eye Permitting & Design, LLC to install fiber optic cable along Katy-Flewellen Road, Permit No. 2018-23865, Precinct 3.
 - E. Approve application from Carroll Homes, LLC to install a driveway tie-in at 4919 Harris Woods Trace, Permit No. 2018-17760, Precinct 3.
 - F. Approve application from Devon Street Homes to install a driveway tie-in at 1307 Crescent Mirror Lane, Permit No. 2018-24785, Precinct 3.
 - G. Approve application from Devon Street Homes to install a driveway tie-in at 28002 Hawkeye Ridge Lane, Permit No. 2018-22355, Precinct 3.
 - H. Approve application from Comcast of Houston, LLC to install fiber optic cable along the Westpark Tollway and Spring Green Boulevard, Permit No. 2019-25580, Pct. 3.
 - I. Approve release of cashier's check to Housetex Homes, LLC for completion of work along Spellbrook Bend Lane, Permit No. 2018-19748, Precinct 3.
 - J. Approve application from CenterPoint Energy to install gas line along W. Aliana Trace, Permit No. 2019-27011, Precinct 4.

Item 11 continued - Engineering - Permits:

- K. Approve application from Northtex Construction LLC to install a temporary driveway on Sweet Hills Lane, Permit No. 2019-27012, Precinct 4.**
- L. Approve application from Osborn and Vane Architects/Comanche Contractors, LLC to install a driveway tie-in at 16733 West Airport Boulevard #A, Permit No. 2019-25956, Precinct 4.**
- M. Approve application form PS Lightwave, Inc. to install fiber optic cable under Harlem Road, Permit No. 2019-25945, Precinct 4.**

12. ENGINEERING-DEVELOPMENT:

- A. Approve the plat for Windy Vista Lakes Drive Street Dedication, Sec. 1, Precinct 2.**
- B. Approve the plat for the roads within Grand Vista, Sec. 19, Precinct 2.**
- C. Approve the plat for the lots within Grand Vista, Sec. 19, Precinct 2.**
- D. Approve the plat for the roads within Fulbrook, Section Two B, Precinct 3.**
- E. Approve the plat for the lots within Fulbrook, Section Two B, Precinct 3.**
- F. Approve the plat for the roads within Fulbrook, Section Six A, Precinct 3.**
- G. Approve the plat for the lots within Fulbrook, Section Six A, Precinct 3.**
- H. Approve the plat for Cool River Car Wash at West Airport, Precinct 4.**
- I. Accept the streets in River's Edge, Section Fifteen-B: Eden Hollow Lane 843.38 LF, River Flower Lane 371.22 LF, Garden River Lane 1,253.51 LF, and Rivermist Lane 217.69 LF, for a total of 2,685.80 LF, and release the bond in the amount of \$183,890.00, Precinct 1.**
- J. Accept the streets in Grand Vista, Section 15: Providence Landing Lane 1,207.02 LF, Kingston Hollow Court 572.00 LF, Oakdale Bluff Court 576.00 LF, Vista Hills Drive 57.25 LF and Marble Terrace Court 508.25 LF, for a total of 2,920.52 LF, and release the bond in the amount of \$192,640.00, Precinct 2.**
- K. Set public hearing for acceptance of the traffic control plan for Briarwood Crossing, Section 9, Precinct 1. (Tuesday, May 7, 2019 at 1:00 p.m.)**

13. 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. 15 in the amount of \$451,069.03 to Teal Construction Company for construction services regarding the Sheriff Administration Building;**
- B. Invoice No. 6645 in the amount of \$2,130.00, to AGCM Inc., for construction management services regarding the Sheriff Administration Building;**

Item 13 continued - Facilities Management & Planning:

- C. Invoice No. 113915816 in the amount of \$2,225.95 to Global Industrial for storage shelving regarding the Sheriff Administration Building;
 - D. Invoice No. 1815.03 in the amount of \$19,380.36 to Lesley & Associates for relocation management services regarding the Sheriff Administration Building;
 - E. Invoice No's. 161086A, 161104A, 161083A, 161084A, 161140A, 161085A and 156002A for a total amount of \$29,958.00 to A-Rocket Moving & Storage Inc., for relocation services regarding the Sheriff Administration Building;
 - F. Pay Application No. 17 in the amount of \$159,250.36 to Paradigm Construction for Construction Services regarding an addition to and expansion of the Missouri City Branch Library;
 - G. Invoice No. 403505 in the amount of \$500.67 to Workplace Solutions for workstation components regarding the Sienna Annex EMS Facility Improvements.
14. **FORT BEND GRAND PARKWAY TOLL ROAD AUTHORITY:** The Board of Directors of the Fort Bend Grand Parkway Toll Road Authority reviewed these items at their regular meeting held on March 20, 2019, and makes the following recommendations to Commissioners Court:
- A. Approve Agreement for Professional Engineering Services between Fort Bend County Grand Parkway Toll Road Authority and HVJ Associates, Inc.
 - B. Approve Agreement for Professional Engineering Services between Fort Bend County Grand Parkway Toll Road Authority and Geotest Engineering, Inc.
15. **HEALTH & HUMAN SERVICES:**
- Clinical Health Services:** Approve Affiliation Agreement for Course Experience between Fort Bend County and Texas Southern University, on behalf of its College of Pharmacy & Health Sciences program, to enable qualified students to perform components of their public health program requirements under the supervision of Fort Bend County Clinical Health Services.
16. **PUBLIC TRANSPORTATION:**
- A. Approve payment of Invoice 226089 in the amount of \$23,846.75 and Invoice 226102 in the amount of \$11,337.25 to Ninyo & Moore for services regarding the Transit Facility and Bamore Road, Mobility Bond Project No. 13406. (Fund: 2013 Mobility Bonds)
 - B. Approve payment of Invoice No. 3081690115 and Invoice No. 3071210107 for an amount totaling \$54,017.36 to Huitt-Zollars for construction management services regarding Transit Facility, Mobility Bond Project No. 13406. (Fund: 2013 Mobility Bonds)
17. **PURCHASING:**
- Rescind action on Agenda Item 32 F by Commissioners Court on March 26, 2019, Bid 19-016, term contract for Licensed Master Court Interpreter Services for Juveniles.

18. TAX ASSESSOR/COLLECTOR:

Approve refunds over \$500 detailed in Tax Assessor/Collector's report submitted on April 2, 2019 for an amount totaling \$52,636.99 for the Office of Patsy Schultz.

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Consent Agenda Items 6 - 18.

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

19. COUNTY JUDGE:

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

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

20. COMMISSIONER, PCT. 2:

A. Authorize creation of a new position, Contract and Compliance Coordinator, Grade 12 of the Professional Management Policy in the Budget Office to manage transparency reporting compliance, Non-Departmental budget management, state and federal government compliance matters; administration of various contracts and duties as assigned, effective April 9, 2019. (Fund: Non-Departmental Contingency)

Pulled.

B. Take all appropriate action on request to transfer the amount of \$56,224 from Non-Departmental Contingency as detailed on Director's form dated April 3, 2019 to allocate funds for the new Contract & Compliance Coordinator position through September 30, 2019.

Pulled.

Item 20 continued - Commissioner, Pct. 2:

- C. Discuss and consider the appointment of Fort Bend County Voting Members and Alternates to the Houston-Galveston Area Council Transportation Policy Council and the Technical Advisory Committee.**

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to approve the appointment of Stacy Slawinski as the Alternate member of the Transportation Policy Council and Stacy Slawinski as the primary member of the Technical Advisory Committee and appoint Rick Staigle as the alternate member of the Technical Advisory Committee.

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

Commissioner Prestage stated for the record there is additional representation for the County, Perri D'Armond will likely take Paulette Shelton's place as the member representing the Rule of Transit Agencies.

21. COMMISSIONER, PCT. 3:

- A. Take all appropriate action on Resolution in opposition to the removal of current County authority to regulate fireworks.**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
 Duly put and unanimously carried (5-0), it is ordered to approve Resolution in opposition to the removal of current County authority to regulate fireworks.

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

Item 21 continued - Commissioner, Pct. 3:

B. Take all appropriate action on county assistance district creation consent agreement between Fort Bend County and the City of Sugar Land.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to approve, subject to legal review upon final execution by the City of Sugar Land, the county assistance district creation consent agreement between Fort Bend County and the City of Sugar Land.

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

Commissioner DeMerchant stated he is in favor of this agreement because it will protect the City of Sugar Land in case House Bill 681 passes.

C. Take all appropriate action on request by Bhavisha Mehta to waive penalty and interest totaling \$377.63 on property taxes for tax year 2018, Precinct 3.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to deny request by Bhavisha Mehta to waive penalty and interest totaling \$377.63 on property taxes for tax year 2018, Precinct 3, due to no error was found by the Tax Assessor's Office or the CAD.

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

D. Take all appropriate action on request by Kurt and Louise Muller to waive penalty and interest totaling \$105.32 on property taxes for tax year 2018, Precinct 3.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to deny request by Kurt and Louise Muller to waive penalty and interest totaling \$105.32 on property taxes for tax year 2018, Precinct 3, due to no error was found by the Tax Assessor's Office or the CAD.

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

22. COMMISSIONER, PCT. 4:

- A. Take all appropriate action on request by Chin Chong Tan to waive penalty and interest totaling \$412.41 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 Chin Chong Tan to waive penalty and interest totaling \$412.41 on property taxes for tax year 2018, Precinct 4, due to no error was found by the Tax Assessor's Office or the CAD.

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

- B. Take all appropriate action on request by Joseph & Laurie Wallace to waive penalty and interest totaling \$335.48 on property taxes for tax year 2018, Precinct 4.**

Pulled.

- C. Take all appropriate action on Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Assistance Districts No. 2 and No. 6, with services to be provided by the Office of the Constable, Precinct 4, effective through September 30, 2019.**

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to approve Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Assistance Districts No. 2 and No. 6, with services to be provided by the Office of the Constable, Precinct 4, effective through September 30, 2019.

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

23. AUDITOR:

Take all appropriate action on request to transfer the amount of \$500,000 from Non-Departmental Contingency as detailed on Auditor's form dated April 3, 2019 to allocate funds into accounts for Contract Deputy New and Replacement vehicles and cover shortfall in capital mileage recouped due to the addition of multiple law enforcement agreements during fiscal years 2018 and 2019, and salvage value allowances.

Moved by Commissioner Prestage, Seconded by Commissioner Morales Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$500,000 from Non-Departmental Contingency as detailed on Auditor's form dated April 3, 2019 to allocate funds into accounts for Contract Deputy New and Replacement vehicles and cover shortfall in capital mileage recouped due to the addition of multiple law enforcement agreements during fiscal years 2018 and 2019, and salvage value allowances.

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

Ed Sturdivant, County Auditor, explained the practice has been to prefund the law enforcement vehicles to prevent a burden on General Fund. The last time this was addressed was in 2015. Over the last four years, eleven new vehicles have been added based on changes or new contracts to existing supplemental law enforcement agreements. With the replacements tallying in the past two years, more than 30, the pool of dollars has been exhausted and needs to be beefed up again. There should be a period of time to continue to do the replacements based on the recovery for that amount of dollars. He stated this is a replenishment request to get General Fund back to where it needs to be. Mr. Sturdivant mentioned in order to pull funds from Fund Balance instead of Contingency, it must meet the criteria necessary to declare an emergency. He also stated that the whole \$500,000 does not have to be taken out, however some of the vehicles will have to be delayed.

After much discussion, it was determined the full amount requested will be funded with the intention if there are funds remaining from purchasing the vehicles and something important occurs, the remaining funds will go back into Contingency. Also, the salary audit will be performed by the end of April with those funds going into Contingency.

24. COMMUNITY DEVELOPMENT:

A. Take all appropriate action on Cooperative Agreement between Fort Bend County and City of Rosenberg Housing Authority regarding the housing choice voucher program.

Moved by Commissioner Morales, Seconded by Commissioner Prestage Duly put and unanimously carried (5-0), it is ordered to approve Cooperative Agreement between Fort Bend County and City of Rosenberg Housing Authority regarding the housing choice voucher program.

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

Item 24 continued - Community Development:

- B. Take all appropriate action on Resolution to the Texas General Land Office authorizing the FBC Treasurer and FBC Auditor as signatories for financial documents for the Community Development Block Grant-Disaster Recovery (CDBG-DR) Program.**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
 Duly put and unanimously carried (5-0), it is ordered to approve Resolution to the Texas General Land Office authorizing the Fort Bend County Treasurer and Fort Bend County Auditor as signatories for financial documents for the Community Development Block Grant - Disaster Recovery (CDBG-DR) Program.

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

25. ELECTIONS ADMINISTRATION:

Take all appropriate action on Joint Election Agreements between Fort Bend County and the following political subdivisions to conduct General and Special Elections on May 4, 2019: Fort Bend Independent School District; Lamar Consolidated Independent School District; Needville Independent School District; Stafford Municipal School District; City of Stafford; City of Arcola; City of Beasley; City of Kendleton; City of Meadows Place; City of Needville; City of Richmond; City of Rosenberg; City of Simonton; City of Sugar Land; Village of Pleak; Fort Bend County Levee Improvement District No. 2; Cinco Municipal Utility District No. 8; Fort Bend County Municipal Utility District No. 47; Fort Bend County Municipal Utility District No. 142; Fort Bend County Municipal Utility District No. 152; Fort Bend County Municipal Utility District No. 157; Fort Bend County Municipal Utility District No. 225; Grand Lakes Municipal Utility District No. 1; Pecan Grove Municipal Utility District; Katy Management District 1.

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to approve Joint Election Agreements between Fort Bend County and the following political subdivisions to conduct General and Special Elections on May 4, 2019: Fort Bend Independent School District; Lamar Consolidated Independent School District; Needville Independent School District; Stafford Municipal School District; City of Stafford; City of Arcola; City of Beasley; City of Kendleton; City of Meadows Place; City of Needville; City of Richmond; City of Rosenberg; City of Simonton; City of Sugar Land; Village of Pleak; Fort Bend County Levee Improvement District No. 2; Cinco Municipal Utility District No. 8; Fort Bend County Municipal Utility District No. 47; Fort Bend County Municipal Utility District No. 142; Fort Bend County Municipal Utility District No. 152; Fort Bend County Municipal Utility District No. 157; Fort Bend County Municipal Utility District No. 225; Grand Lakes Municipal Utility District No. 1; Pecan Grove Municipal Utility District; Katy Management District 1.

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

26. ENGINEERING:

- A. Take all appropriate action on request to extend temporary road closure from April 15, 2019 through May 30, 2019, pursuant to Section 251.011 of the Texas Transportation Code, for Ludwig Lane, Mobility Bond Project No. 13208, Precinct 2.**

Moved by Commissioner Prestage, Seconded by Commissioner Morales
 Duly put and unanimously carried (5-0), it is ordered to approve request to extend temporary road closure from April 15, 2019 through May 30, 2019, pursuant to Section 251.011 of the Texas Transportation Code, for Ludwig Lane, Mobility Bond Project No. 13208, Precinct 2.

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

- B. Take all appropriate action on Facilities Extension Agreement between Fort Bend County and CenterPoint Energy Houston Electric, LLC in an amount not to exceed \$35,361.43 for utility relocations regarding Old Needville-Fairchilds, Mobility Bond Project Nos. 13109 and 17109, 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 Facilities Extension Agreement between Fort Bend County and CenterPoint Energy Houston Electric, LLC in an amount not to exceed \$35,361.43 for utility relocations regarding Old Needville-Fairchilds, Mobility Bond Project Nos. 13109 and 17109 (corrected to 17108), Precinct 1. (Fund: 2013 Mobility Bonds)

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

- C. Take all appropriate action on request for variance to the block length requirement as stated in Section 5.5.A.2 of the Fort Bend County Regulations of Subdivisions, for Grand Vista, Section 17, on behalf of Taylor Morrison of Texas, Inc., Precinct 2.**

Moved by Commissioner Prestage, Seconded by Commissioner Morales
 Duly put and unanimously carried (5-0), it is ordered to approve variance to the block length requirement as stated in Section 5.5.A.2 of the Fort Bend County Regulations of Subdivisions, for Grand Vista, Section 17, on behalf of Taylor Morrison of Texas, Inc., Precinct 2.

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

Item 26 continued - Engineering:

D. Take all appropriate action on plat for the roads within Grand Vista, Section 17, Pct. 2.

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve plat for the roads within Grand Vista, Section 17, Pct. 2.

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

E. Take all appropriate action on plat for the lots within Grand Vista, Section 17, Precinct 2.

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve plat for the lots within Grand Vista, Section 17, Precinct 2.

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

27. FACILITIES MANAGEMENT & PLANNING:

Take all appropriate action on the Release and Site Use agreement between Farmers Market Company, LLC and Fort Bend County, granting Farmers Market Company the right to use a portion of the Sienna Annex parking lot; as indicated on Exhibit A, titled Area for Farmer's Market Use, located at 5855 Sienna Springs Way, to operate a Farmer's Market on Saturdays from 9:00 a.m. until 2:00 p.m. for a one year term.

Pulled.

28. JUSTICE OF THE PEACE, PCT. 3:

Take all appropriate action on request to transfer the amount of \$11,878 from Non-Departmental Contingency into accounts detailed on Judge's form dated April 1, 2019 to allocate funds for Judge Bussell to continue serving those cases requiring recusal by Judge Crow through September 30, 2019.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$11,878 from Non-Departmental Contingency into accounts detailed on Judge's form dated April 1, 2019 to allocate funds for Judge Bussell to continue serving those cases requiring recusal by Judge Crow through September 30, 2019.

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

Commissioner Meyers explained Judge Crow was a prosecutor in the JP courts and has a number of conflicts in cases. Judge Bussell was a substitute in JP 4 for a long time and is very familiar with the cases.

29. PARKS & RECREATION:

Take all appropriate action on Application to the Texas Department of Agriculture for Fort Bend County Parks Department to participate in the 2019 Summer Food Service Program.

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Application to the Texas Department of Agriculture for Fort Bend County Parks Department to participate in the 2019 Summer Food Service Program.

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

30. PURCHASING:

A. Take all appropriate action on RFP 19-040 for contingency debris clearing, removal and disposal and temporary debris staging and reduction sites.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to negotiate RFP 19-040 for contingency debris clearing, removal and disposal and temporary debris staging and reduction sites with Ashbritt as primary vendor, DRC Emergency Services as secondary vendor and Crowder Gulf as tertiary vendor.

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

B. Take all appropriate action on Amendment to Agreement for Professional Consulting Services between Fort Bend County and Freese and Nichols, Inc. for additional services for the drainage study of McCrary Road, Brazoswood, and Woods Edge Area, in an amt. not to exceed \$12,394 for a total contract amt. not to exceed \$159,994.(Fund:McCrary Road Project)

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to approve Amendment to Agreement for Professional Consulting Services between Fort Bend County and Freese and Nichols, Inc. for additional services for the drainage study of McCrary Road, Brazoswood, and Woods Edge Area, in an amount not to exceed \$12,394 for a total contract amount not to exceed \$159,994. (Fund: McCrary Road Project)

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

C. Take all appropriate action on Addendum to Public Health Volunteer Coordination Contract pursuant to SOQ 07-038 between Fort Bend County and Homeland Preparedness Project, effective through December 31, 2019 for a total contract amount not to exceed \$50,000. (Fund: Homeland Security & Emergency Management Grant)

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to approve Addendum to Public Health Volunteer Coordination Contract pursuant to SOQ 07-038 between Fort Bend County and Homeland Preparedness Project, effective through December 31, 2019 for a total contract amount not to exceed \$50,000. (Fund: Homeland Security & Emergency Management Grant)

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

Item 30 continued - Purchasing:

- D. Take all appropriate action on renewal of Bid 15-059, term contract for Summer Food Program, with request for increase from Educational Catering, Inc.**

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve renewal of Bid 15-059, term contract for Summer Food Program, with request for increase from Educational Catering, Inc.

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

- E. Take all appropriate action on Agreement for Marketing Services between Fort Bend County and Vesta Rea & Associates, L.L.C., pursuant to RFP 18-097 effective through February 29, 2024 for an amount not to exceed \$750,000. (Fund: Public Transportation Grants)**

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Marketing Services between Fort Bend County and Vesta Rea & Associates, L.L.C., pursuant to RFP 18-097 effective through February 29, 2024 for an amount not to exceed \$750,000. (Fund: Public Transportation Grants)

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

- F. Take all appropriate action on Fourth Amendment to Software License and Maintenance Agreement between Fort Bend County and Trapeze Software Group, Inc., pursuant to RFP 13-045 for annual maintenance of Public Transportation software for mobile data terminals in an amount not to exceed \$18,235.35, effective July 1, 2019 through June 30, 2020. (Fund: Public Transportation Grants)**

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Fourth Amendment to Software License and Maintenance Agreement between Fort Bend County and Trapeze Software Group, Inc., pursuant to RFP 13-045 for annual maintenance of Public Transportation software for mobile data terminals in an amount not to exceed \$18,235.35, effective July 1, 2019 through June 30, 2020. (Fund: Public Transportation Grants)

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

Item 30 continued - Purchasing:

- G. Take all appropriate action on Amendment to Agreement for Professional Engineering Services between Fort Bend County and Pierce Goodwin Alexander & Linville, Inc. in an additional amount of \$214,144.55 for a total contract amount of \$2,099,994.84 pursuant to SOQ 14-025 regarding US90A at SH99, Mobility Bond Project No 13409, Precinct 4. (Fund: 2013 Mobility Bonds)**

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to approve Amendment to Agreement for Professional Engineering Services between Fort Bend County and Pierce Goodwin Alexander & Linville, Inc. in an additional amount of \$214,144.55 for a total contract amount of \$2,099,994.84 pursuant to SOQ 14-025 regarding US90A at SH99, Mobility Bond Project No 13409, Precinct 4. (Fund: 2013 Mobility Bonds)

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

- H. Take all appropriate action on Agreement for Professional Engineering Services between Fort Bend County and Kavi Consulting, Inc. in an amount not to exceed \$62,107 pursuant to SOQ 14-025 regarding Sugarland-Howell at WKBID Trail Connection, Mobility Bond Project No. 13218x, Precinct 2. (Fund: 2013 Mobility Bonds)**

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Professional Engineering Services between Fort Bend County and Kavi Consulting, Inc. in an amount not to exceed \$62,107 pursuant to SOQ 14-025 regarding Sugarland-Howell at WKBID Trail Connection, Mobility Bond Project No. 13218x, Precinct 2. (Fund: 2013 Mobility Bonds)

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| 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 Prestage
 Duly put and unanimously carried (5-0), it is ordered to approve bills in the amount of \$8,240,601.21.

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| 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 April 18, 2019 to be ratified by Commissioners Court on April 23, 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 April 18, 2019 to be ratified by Commissioners Court on April 23, 2019.

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

Recess:

Recessed at 1:40 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.

- 1. Texas Health & Safety Code: Chapter 711. General Provisions Relating to Cemeteries and Chapter 713: Local Regulation of Cemeteries.**
- 2. Full and final settlement Agreement recommended for approval by the County Attorney for Francis Rodriguez.**
- 3. Cause No. 17-CCV-060579 - State of Texas and Fort Bend County, Texas v Danny F. Marek, et al; FM 762/FM 2759; Crabb River Road, Parcel 1; Mobility Bond Project No. X28; Precinct 1.**
- 4. Cause No. 17-CCV-060580 - State of Texas and Fort Bend County, Texas v Patsy Kutra aka Patsy Marek, et al; FM 762/FM2759; Crabb River Road, Parcel 2; Mobility Bond Project No. X28; Precinct 1.**

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

County Engineer.

Closed Session:

Convened at 1:56 p.m.
Adjourned at 3:00 p.m.

Reconvene:

Reconvened at 3:01 p.m.

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

A. § 551.071. Consultation With Attorney.

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

No action.

2. Full and final settlement Agreement recommended for approval by the County Attorney for Francis Rodriguez.

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to negotiate the complete terms and provisions for the full and final settlement of Cause Number 18-DCV-255487 in the 240th Judicial District Court of Fort Bend County, Texas styled Francis Rodriguez vs. Fort Bend County and authorize the County Judge to execute and deliver the settlement agreement recommended for approval by the County Attorney.

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

3. Cause No. 17-CCV-060579 - State of Texas and Fort Bend County, Texas v Danny F. Marek, et al; FM 762/FM 2759; Crabb River Road, Parcel 1; Mobility Bond Project No. X28; Precinct 1.

Moved by Commissioner Morales, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney in Cause No. 17-CCV-060579 - State of Texas and Fort Bend County, Texas v. Danny F. Marek, et al FM 762/FM 2759 (Crabb River Road); Parcel 1; Mobility Bond Project No. X28; Precinct 1, to negotiate a settlement of \$27,705.75. Fund Account # 758622888 63000 P622-15FM762&2759.

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

Item 34 continued - Reconvene Open Session:

- 4. **Cause No. 17-CCV-060580 - State of Texas and Fort Bend County, Texas v Patsy Kutra aka Patsy Marek, et al; FM 762/FM2759; Crabb River Road, Parcel 2; Mobility Bond Project No. X28; Precinct 1.**

Moved by Commissioner Morales, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney in Cause No. 17-CCV-060580 - State of Texas and Fort Bend County, Texas v. Patsy Kutra AKA Patsy Marek, Fort Bend County Drainage District, Fort Bend County General Fund and Lamar Consolidated Independent School District FM 762/FM 2759 (Crabb River Road); Parcel 2; Mobility Bond Project No. X28; Precinct 1, to negotiate a settlement of \$31,305.75. Fund Account # 758622888 63000 P622-15FM762&2759.

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

B. § 551.074. Personnel Matters.

County Engineer.

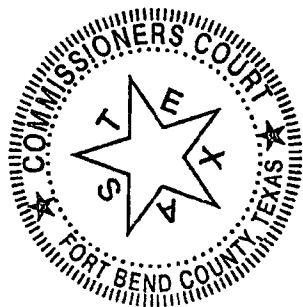
Moved by Commissioner Meyers, Seconded by Commissioner Morales
 Duly put and unanimously carried (5-0), it is ordered to appoint Stacy Slawinski as County Engineer, with a salary recommended by Human Resources.

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

35. Adjournment.

Commissioners Court adjourned at 3:06 p.m. on Tuesday, April 9, 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