

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
SECOND FLOOR, FORT BEND COUNTY COURTHOUSE
401 JACKSON STREET, RICHMOND, TEXAS
TUESDAY, SEPTEMBER 10, 2019
1:00 P.M.**

AGENDA

1. Call to Order.
2. Invocation by Pastor Michael V. Ellison of Zion Hill Missionary Baptist Church.
3. Pledges of Allegiance by County Judge KP George.
4. Approve minutes of regular meeting held on September 3, 2019.
5. Public Comments regarding the Agenda and Announcements.
6. PUBLIC HEARINGS: 1:00 p.m.:
 - A. Conduct Public Hearing on the Proposed 2020 budget for Fort Bend County, pursuant to Texas Local Government Code § 111.067.
 - B. Community Development: Conduct a Public Hearing to receive comments from the public regarding the Housing and Community Development needs of low-and moderate-income persons in Fort Bend County for the FY 2020 Consolidated Plan.
 - C. Engineering: Conduct public hearings and take all appropriate action on the following matters:
 1. Acceptance of the traffic control plan for Grand Vista Springs Boulevard at Beechnut Street, Precincts 2 and 3.
 2. Acceptance of the traffic control plans for Learning Tree Lane Extension Street Dedication, and Briarwood Crossing Drive and Learning Tree Lane Extension Street Dedication, Precinct 1.
 3. Acceptance of the traffic control plan for Creekside Ranch, Section 8, Precinct 3.

CONSENT AGENDA ITEMS 7 - 17

7. COMMISSIONER, PCT. 4:

Appoint Sam Gaylon and Rashid Khokhar to the Board of Directors of Fort Bend County Levee Improvement District No. 2 for a four-year term effective September 10, 2019 through September 10, 2023.

8. BUDGET TRANSFERS:

- A. Constable, Pct. 1: Approve transfer in the amount of \$124 from Salaries into Overtime to allocate funds for deputies' overtime.**
- B. Constable, Pct. 4: Approve transfer in the amount of \$143 from Salaries into Overtime to allocate funds into correct account for expenditures.**
- C. Juvenile Detention: Approve transfer in the amount of \$34,149 as detailed on Auditor's form dated September 4, 2019 to allocate the County's matching funds to the FY 2019 School Breakfast and Lunch Program and close out the FY 2019 grant.**
- D. Purchasing: Approve transfer in the amount of \$220 from Supplies and Maintenance into Information Technology to allocate funds for the purchase of a color printer.**
- E. Road & Bridge: Approve transfer in the amount of \$63,686 from Supplies and Maintenance into Capital Acquisitions and Information Technology to allocate funds for the purchase of a generator and computer related equipment.**
- F. Sheriff's Office - Commissary: Approve transfer in the amount of \$3,582 as detailed on Chief's form dated August 28, 2019 to amend the budget pursuant to Local Government Code Section 111.07075 and allocate revenue received from Commissary into accounts for expenditures through September 1, 2019.**
- G. Sheriff's Office - Enforcement: Approve transfer in the amount of \$24,990 as detailed on Auditor's form dated September 4, 2019 to allocate the County's matching funds to the FY 2019 Victim Coordinator Liaison Grant, (G560-19VCLG) and close out State FY 2019 Grant.**

9. **ENGINEERING-PAYMENTS:**

- A. **Approve payment of Invoice No. 12256-5 in the amount of \$34,347.50 to McDonough Engineering Corporation for professional engineering services regarding Benton Road Segment 1, Mobility Bond Project No. 17110, Precinct 1. (Fund: 2017 Mobility Bonds)**
- B. **Approve payment of Invoice No. 7 in the amount of \$21,791.55 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. 18066-11 in the amount of \$5,463.75 to Earth Engineering, Inc. for construction materials testing services regarding Sansbury Boulevard Segment 2, Mobility Bond Project No. 13111b, Precinct 1. (Fund: 2013 Mobility Bonds)**
- D. **Approve payment of Invoice No. 79218 in the amount of \$112,500.10 to Edminster Hinshaw Russ & Associates, Inc. dba EHRA for professional engineering services regarding Cane Island, Mobility Bond Project No. 17308, Precinct 3. (Fund: 2017 Mobility Bonds)**
- E. **Approve payment of Invoice No. 13 in the amount of \$1,105,334.90 to Allgood Construction Company Inc. for construction of Gaston Road, Segment 1, Mobility Bond Project No. 13311, Precinct 3. (Fund: 2013 Mobility Bonds)**
- F. **Approve payment of Invoice No. 3024400132 in the amount of \$6,477.50 to Huitt-Zollars for professional engineering services regarding Old Needville-Fairchilds Road, Mobility Bond Project No. 13109, Precinct 1. (Fund: 2013 Mobility Bonds)**
- G. **Approve payment of Invoice No. 11543 in the amount of \$31,909.00 to IDCUS for professional engineering services regarding FM 2759/FM 762 (Crabb River Road), Mobility Bond Project No. x28, Precinct 1. (Fund: 2007 Mobility Bonds)**
- H. **Approve payment of Invoice No. 052806 & Final in the amount of \$1,632.50 to Paradigm Consultants, Inc. regarding construction material testing for Sugarland-Howell, Mobility Bond Project No. 13211, Precincts 2 and 3. (Fund: 2013 Mobility Bonds)**
- I. **Approve payment of Invoice No. 6 in the amount of \$30,176.30 to PGAL for professional engineering services regarding Owens Road, Segment 2 (John Sharp Drive), Mobility Bond Project No. 17407, Precinct 4. (Fund: 2017 Mobility Bonds)**

10. **ENGINEERING-PERMITS:**

- A. **Approve application from Comcast of Houston, LLC /Jier LLC to install conduit along Richmond Foster Road, Permit No. 2019-30048, Precinct 1.**
- B. **Approve application from Comcast of Houston, LLC to install conduit along Cinco Village Center Boulevard, Permit No. 2019-30058, Precinct 3.**
- C. **Approve application from MCIMetro Access Transmission Services Corp/Eagle Eye Permitting & Design, LLC to install fiber optic cable along Northmoor Drive, Mason Road, Woodcreek Bend Lane, Katy Flewellen Road, Pin Oak Road, Cinco Ranch Boulevard, Highland Knolls Boulevard, Lakeview Drive, and Westheimer Parkway, Permit No. 2019-30060, Precinct 3.**
- D. **Approve application from Comcast of Houston, LLC to install conduit along West Belfort, Permit No. 2019-29986, Precinct 4.**
- E. **Approve application from Windstream Sugar Land, LLC to install fiber optic cable along Boss Gaston Road, Permit No. 2109-29980, Precinct 4.**

11. **ENGINEERING-DEVELOPMENT:**

- A. **Approve the plat for Tamarron Section 13 Amending Plat No. 1, Precinct 3.**
- B. **Approve the plat Lakes of Bella Terra Reserve Sec 6, Precinct 3.**
- C. **Approve the plat Brandt Road Street Dedication Section 1, Precinct 3.**
- D. **Approve plat for the roads within Creekside Ranch, Section 12, Precinct 3.**
- E. **Approve plat for the lots within Creekside Ranch, Section 12, Precinct 3.**
- F. **Approve the plat for the Reserve at Aliana, Precinct 4.**

12. **FACILITIES MANAGEMENT & PLANNING:** The Director of Facilities Management & Planning submits these invoices for approval and payment for projects that have been budgeted and funded by 2015 Facility Bonds:

- A. Invoice No. 208123729682 in the amount of \$328.92 to School Specialty for library equipment regarding the expansion of the Missouri City Branch Library; and
- B. Invoice No. WT090319 in the amount of \$3,935 to the City of Rosenberg for irrigation and fire line fees regarding the Medical Examiner Office Building.

13. **GRANTS ADMINISTRATION:** The grant application for this item has been approved by Commissioners Court; the Grants Coordinator has reviewed the acceptance documents and makes the following recommendation to Commissioners Court:

Community Supervision & Corrections Department: Accept grant funds from the Office of the Governor, Criminal Justice Division for the Felony Drug Court (CARD) Program in the amount of \$130,000 for the period of September 1, 2019 through August 31, 2020 with no cash match required by Fort Bend County.

14. **HUMAN RESOURCES:**

- A. Approve and record into Minutes the application for Appointment of Deputy Constables Shanell Francis and Christopher Ross by Constable Precinct 2 in accordance with Constable's form dated August 28, 2019 pursuant to Local Government Code §86.011.
- B. Approve the rehire of former employee Patricia Ortega, who terminated employment on December 14, 2017, and will be rehired effective September 11, 2019.

15. **PUBLIC TRANSPORTATION:**

- A. Approve payment of Invoice No. 230312 in the amount of \$6,915.00 to Ninyo & Moore, Inc. regarding the Transit Facility, Mobility Bond Project No. 13406. (Fund: 2013 Mobility Bonds and Public Transportation Grants)
- B. Approve payment of Invoice No. 3071210112 in the amount of \$22,867.50 to Huitt-Zollars for construction management services regarding the Transit Facility - Bamore Road, Mobility Bond Project No. 13406. (Fund: 2013 Mobility Bonds)

- C. **Approve payment of Invoice No. 3081690120 in the amount of \$45,393.32 to Huitt-Zollars for construction management services regarding the Transit Facility, Mobility Bond Project No. 13406. (Fund: 2013 Mobility Bonds and Public Transportation Grants)**

16. **PURCHASING:**

- A. **Authorize renewal of Bid 17-019, term contract for Newspaper Publications of Legal Notices, for daily newspapers with Fort Bend Herald and weekly newspapers with Fort Bend Independent.**
- B. **Authorize advertising for qualifications for design/build of pavilion at Daily Park.**

17. **TAX ASSESSOR/COLLECTOR:**

Approve refunds over \$500 detailed in Tax Assessor/Collector's Report dated August 27, 2019 for an amount totaling \$2,756.92 for the Office of Carrie Surratt.

18. **COUNTY JUDGE:**

Take all appropriate action on the current Burn Ban according to Local Government Code §352.081.

19. **AUDITOR:**

Take all appropriate action on Resolution Declaring Intention to Advance Funding and Reimburse Expenditures for the Data Recovery Solution Information Technology Project.

20. **BUDGET & FINANCE:**

- A. Take all appropriate action on FY 2020 Proposed Positions for Fort Bend County.
- B. Take all appropriate action to set the FY 2020 Salaries for Elected Officials of Fort Bend County, pursuant to Texas Local Government Code §152.011.
- C. Take all appropriate action on Fiscal Year 2020 Fleet Management for Fort Bend County.

- D. Take all appropriate action on list of Take Home Vehicles for FY 2020, pursuant to County Employee Information Manual, Policy 612.
- E. Take all appropriate action to adopt the 2019 Tax Rate for Fort Bend County, and take a record vote, pursuant to Property Tax Code 26.05, as follows:

Proposed General Fund Tax Rate	\$0.34350
Proposed Road & Bridge Fund Tax Rate	\$0.01600
OPEB Trust	\$0.01000
Proposed Interest & Sinking Fund Tax Rate	\$0.07520
Total Proposed Tax Rate	\$0.44470

- F. Take all appropriate action to adopt the FY 2020 Budget for Fort Bend County, and take a record vote, pursuant to Texas Local government Code §111.068.
21. CONSTABLE, PCT. 4:
- A. Take all appropriate action on application to the Texas Department of Transportation for participation in the Selective Traffic Enforcement Program – Comprehensive for grant funds in the amount of \$19,705 with a local match of \$5,043.24 for the period October 1, 2019 through September 30, 2020. (Fund: Constable, Precinct 4)
 - B. Take all appropriate action on application to the Texas Department of Transportation for participation in the Selective Traffic Enforcement Program for Commercial Vehicles for grant funds in the amount of \$11,993.30 with a local match of \$ 3,350.53 for the period October 1, 2019 through September 30, 2020. (Fund: Constable, Precinct 4)
22. ENGINEERING:
- A. Take all appropriate action on request for payment in the amount of \$43,282.80 to Texas Department of Transportation pursuant to Agreement approved in Commissioners Court on July 10, 2012 regarding FM 2234, Precinct 2. (Fund: Right of Way)
 - B. Take all appropriate action on payment in the amount of \$5,242.80 to Texas Department of Transportation pursuant to Advance Funding Agreement approved in Commissioners Court on March 25, 2014 regarding right of way for US 90A/FM 1640, Mobility Bond Project No. 717, Precinct 1. (Fund: Right of Way)

- C. Take all appropriate action on Interlocal Agreement for City – Managed Mobility Project between Fort Bend County and City of Stafford in an amount not to exceed \$475,000 regarding Trinity Drive Extension, Mobility Bond Project No. 17216, Precinct 2. (Fund: 2017 Mobility Bonds)
 - D. Take all appropriate action on request to purchase Parcel 4 of Mason Road and Grand Parkway (SH 99) in the amount of \$50,990.72 plus necessary costs, and authorize County Judge to sign all closing documents pertaining to said parcel, Mobility Bond Project No. 17401-03, Precinct 4. (Fund: 2017 Mobility Bonds)
23. HUMAN RESOURCES:
- Take all appropriate action on proposed revisions to the Fort Bend County Employee Information Manual, specifically Policy 103, Equal Employment Opportunity, as submitted by Human Resources.
24. PUBLIC TRANSPORTATION:
- A. Take all appropriate action on Budget Amendment No. 1 between Fort Bend County and the Federal Transit Administration for FAIN # TX-2018-058, Fiscal Year 2017 Section 5307, to revise the budget and deobligate \$1,431,012 in federal funds for future amendment.
 - B. Take all appropriate action on application to the Federal Transit Administration, FAIN # TX-2019-102-00 for Fiscal Year 2018 Section 5339 funds totaling \$892,470 with \$178,495 in Transportation Development credits, including grantor's request for submittal of additional information. (Fund: Public Transportation Grants)
25. PURCHASING:
- A. Take all appropriate action on RFQ 19-080 Engineering Services for City of Kendleton Water Line Improvement Project.
 - B. Take all appropriate action on Third Renewal to Agreement for Bulk Fuel between Fort Bend County and Sunoco, L.L.C., pursuant to RFP 17-001, effective October 1, 2019 through September 30, 2020. (Funds: Road & Bridge, Drainage District, Public Transportation)
 - C. Take all appropriate action on Ninth Amendment to Agreement for Vending Machine Services between Fort Bend County and Five Star Food Services, Inc. pursuant to RFP 11-068, effective October 1, 2019 through September 30, 2020.

- D. Take all appropriate action on Third Amendment to Agreement for Janitorial Services between Fort Bend County and McLemore Building Maintenance, Inc. utilizing The Interlocal Purchasing System cooperative contract 170104, in the amount not to exceed \$65,177.72 per month or an annual amount not to exceed \$782,132.64, effective October 1, 2019 through September 30, 2020. (Facilities Management & Planning and Library)
 - E. Take all appropriate action on RFP 19-085 for Auctioneer Services for County and Public Transportation Assets.
 - F. Take all appropriate action on Bid 19-082 Furniture for Fort Bend County Public Transportation Administrative and Operating Facility.
 - G. Take all appropriate action on Amendment to Agreement for Professional Engineering Services between Fort Bend County and PGAL in the additional amount of \$8,831 for a total contract amount not to exceed \$343,747 pursuant to SOQ 14-025 regarding Owens Road (John Sharp Drive) Segment 2, Project No. 17407, Precinct 4. (2017 Mobility Bonds)
 - H. Take all appropriate action on Change Order No. 2 to decrease the contract between Fort Bend County and Allgood Construction Company, Inc. by \$109,087.97 for a total contract amount not to exceed \$2,390,099.32 and to extend the contract time until June 29, 2019, pursuant to Bid 18-063 regarding Beechnut Street, Mobility Bond Project No. 13201, Precinct 2. (Fund: 2013 Mobility Bonds)
26. RISK MANAGEMENT:
- Take all appropriate action on Resolution and Order granting settlement authority to the County Attorney and Director of Risk Management for the purpose of settling claims up to the amount of twenty-five thousand dollars both for and against the County, including authority to sign any necessary documents, forms, or release of liability by the County, and authorize payment. (Fund: Property & Casualty)
27. Approve Bills.
28. Authorize County Auditor to pay and release time-sensitive disbursements on September 19, 2019, to be ratified by Commissioners Court on September 24, 2019.
29. 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 Local Government Code Chapter 262 County Purchasing Act; Texas Government Code Chapter 791 Interlocal Cooperation Act; Texas Health & Safety Code: Chapter 711. General Provisions Relating to Cemeteries and Chapter 713: Local Regulation of Cemeteries.
 - 2. Cause No. 03-17-00811-CV in the Third Court of Appeals; Public Utility Commission, Appellant/Cross Appellee v. Harris County Hospital District, Appellee/Cross-Appellant.
 - 3. Cause No. 17-CCV-060125; Fort Bend County, Texas vs. Hana Enterprise, LLC, et al; FM 1093/Westpark Extension, Phase II Project, Parcel 411, Precinct 3.
 - 4. Cause No. 16-CCV-058303 – FBC v James Allen Williams, et al; Cane Island Boulevard Project, Parcel 6, Precinct 3.
 - 5. Acquisition of Real Property with Title Concerns.
- 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.
 - 1. Annual Evaluation, Director of Human Resources.
 - 2. Annual Evaluation, Emergency Manager/Fire Marshal.
- 30. Reconvene Open Session and consider taking action on the following matters:
 - A. § 551.071. Consultation With Attorney.
 - 1. Texas Local Government Code Chapter 262 County Purchasing Act; Texas Government Code Chapter 791 Interlocal Cooperation Act; Texas Health & Safety Code: Chapter 711. General Provisions Relating to Cemeteries and Chapter 713: Local Regulation of Cemeteries.
 - 2. Cause No. 03-17-00811-CV in the Third Court of Appeals; Public Utility Commission, Appellant/Cross Appellee v. Harris County Hospital District, Appellee/Cross-Appellant.

September 10, 2019

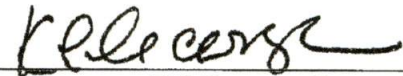
3. Cause No. 17-CCV-060125; Fort Bend County, Texas vs. Hana Enterprise, LLC, et al; FM 1093/Westpark Extension, Phase II Project, Parcel 411, Precinct 3.
4. Cause No. 16-CCV-058303 – FBC v James Allen Williams, et al; Cane Island Boulevard Project, Parcel 6, Precinct 3.
5. Acquisition of Real Property with Title Concerns.

B. § 551.074. Personnel Matters.

1. Annual Evaluation, Director of Human Resources.
2. Annual Evaluation, Emergency Manager/Fire Marshal.

31. Adjournment.

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



KP George, County Judge

Notice of meeting/agenda was filed with the County Clerk on Friday, September 6, 2019. An electronic version of this notice is also posted on the Fort Bend County website: www.fortbendcountytx.gov under Commissioners Court and under Legal Notices.

NOTICE

Policy of Non-Discrimination on the Basis of Disability

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

NOTICE

Fort Bend County Commissioners Court reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberation of Real Property), 551.0725 (Deliberation of Contract Being Negotiated), 551.073 (Deliberation of Gifts and Donations), 551.074 (Personnel Matters), 551.0745 (Personnel Matters Affecting County Advisory Body) 551.076 (Deliberation of Security Devices) 551.087 (Economic Development) and 551.089 (Deliberation Regarding Security Devices or Security Audits).

FILED FOR RECORD
NO _____ TIME 2:26 A.M.

SEP 06 2019


County Clerk Fort Bend Co. Texas