

CSJ #	0543-06-006
District #	12-Houston
Code Chart 64 #	50080
Project Name	FM 762 at Austin/Front Street Intersection

STATE OF TEXAS §

COUNTY OF TRAVIS §

**AGREEMENT
For A
LOCAL ON-SYSTEM IMPROVEMENT PROJECT**

THIS AGREEMENT (Agreement) is made by and between the State of Texas, acting by and through the Texas Department of Transportation called the "State", and the **Fort Bend County**, acting by and through its duly authorized officials, called the "Local Government." The State and Local Government shall be collectively referred to as "the parties" hereinafter.

WITNESSETH

WHEREAS, the Texas Transportation Code, Section 201.103 establishes that the State shall design, construct and operate a system of highways in cooperation with local governments and Section 222.052 authorizes the Texas Transportation Commission to accept contributions from political subdivisions for development and construction of public roads and the state highway system within the political subdivision; and

WHEREAS, the Texas Transportation Commission passed Minute Order Number **115550**, authorizing the State to accept Local Government funded projects performed on the state highway system. The project covered by this Agreement includes only work within the state right of way as described in the Agreement, Article 2, Scope of Work (Project); and,

WHEREAS, the Governing Body of the Local Government has approved entering into this Agreement by resolution, ordinance, or commissioners court order dated _____, which is attached to and made a part of this Agreement as Attachment A, Resolution, Ordinance, or Commissioners Court Order (Attachment A) for the improvement covered by this Agreement. A map showing the Project location appears in Attachment B, Project Location Map (Attachment B), which is attached to and made a part of this Agreement.

NOW, THEREFORE, in consideration of the premises and of the mutual covenants and agreements of the parties, to be by them respectively kept and performed as set forth in this Agreement, it is agreed as follows:

AGREEMENT

1. Period of the Agreement

This Agreement becomes effective when signed by the last party whose signing makes the Agreement fully executed. This Agreement shall remain in effect until the completed Project is accepted by the State or unless terminated as provided below.

CSJ #	0543-06-006
District #	12-Houston
Code Chart 64 #	50080
Project Name	FM 762 at Austin/Front Street Intersection

2. Scope of Work

The Project consists of the **design and construction of intersection improvements on FM 762 at Austin/Front Street, including signals**, as shown on Attachment B.

3. Local Project Sources and Uses of Funds

- A. The total estimated cost of the Project is shown in Attachment C, Local On-System Improvement Project Budget (Attachment C), which is attached to and made a part of this Agreement. The estimated funds from the Local Government are shown in Attachment C. The State will pay for no Project costs performed by or managed by Local Government under this Agreement.
- B. Attachment C shows how necessary resources for completing the Project will be provided by major cost categories. These categories may include but are not limited to: (1) costs of real property (right of way); (2) costs of utility work; (3) costs of environmental assessment and remediation; (4) cost of preliminary engineering and design; (5) cost of construction and construction management; and (6) any other Project costs.
- C. The Local Government shall be solely responsible for all of its costs associated with the Project provided for in this Agreement. The Local Government shall be responsible for cost overruns for the Project in excess of the estimated amount to be paid by the Local Government on Attachment C. The Local Government shall also be responsible for direct and indirect costs incurred by the State related to performance of this project if so indicated on Attachment C. If the State determines that the on-system improvements are of significant operational benefit to the State, the State may waive its direct or indirect costs. The State's waiver of its direct or indirect costs shall be indicated on Attachment C by showing the State as responsible for these costs. When the Local Government is responsible for the State's direct or indirect costs, the amount indicated on Attachment C is a fixed fee and not subject to adjustment except through the execution of an amendment to this Agreement.
- D. Prior to the performance of any engineering review work by the State, the Local Government shall pay to the State the amount of direct and indirect State costs specified in Attachment C.
- E. Whenever funds are paid by the Local Government to the State under this Agreement, the Local Government shall remit a check or warrant made payable to the "Texas Department of Transportation" or may use the State's Automated Clearing House (ACH) system for electronic transfer of funds in accordance with instructions provided by TxDOT's Financial Management Division. The funds shall be deposited and managed by the State and are not refundable.
- F. The Local Government will begin construction on the Project within 12 months after execution of the Agreement.
- G. The Local Government will complete construction and receive the State's acceptance of the project within 18 months after the date the State authorizes in writing for the Local Government to commence construction of the Project.
- H. If the Local Government chooses not to or fails to complete the work once construction on the Project commences, the State may terminate this Agreement in accordance with paragraph 4.C. below. The State may address unfinished construction work as it determines necessary to protect the interests of the State, which includes returning the

CSJ #	0543-06-006
District #	12-Houston
Code Chart 64 #	50080
Project Name	FM 762 at Austin/Front Street Intersection

Project area to its original condition or completing the work using State forces or contractors. The Local Government shall pay all costs incurred by the State under this provision.

4. Termination of this Agreement

This Agreement shall remain in effect until the Project is completed and accepted by the State, unless:

- A. The Agreement is terminated in writing with the mutual consent of the parties;
- B. The State terminates the Agreement in writing due to the Local Government's failure to comply with paragraphs 3.F or 3.G; or
- C. The Agreement is terminated by one party because of a breach, in which case any cost incurred because of the breach shall be paid by the breaching party.

5. Amendments

Amendments to this Agreement due to changes in the character of the work, terms of the Agreement, or responsibilities of the parties relating to the Project may be enacted through a mutually agreed upon, written amendment. Amendments may not include the addition of State or Federal funds. If any funds other than Local Government funds are proposed, this Agreement must be terminated and a new agreement with appropriate terms and clauses executed in its place.

6. Remedies

This Agreement shall not be considered as specifying the exclusive remedy for any Agreement default, but all remedies existing at law and in equity may be availed of by either party to this Agreement and shall be cumulative.

7. Architectural and Engineering Services

The Local Government has responsibility for the performance of architectural and engineering services. The engineering plans shall be developed in accordance with the applicable *State's Standard Specifications for Construction and Maintenance of Highways, Streets and Bridges* and the special specifications and special provisions related to it. The Project design shall, at a minimum conform to applicable State manuals.

The State shall review the plans, specifications, and estimates provided by the Local Government upon completion or at any time deemed necessary by the State. Should the State determine that the complete plans, specifications, and estimates for the Project are not acceptable, the Local Government shall correct the design documents to the State's satisfaction. Should additional specifications or data be required by the State, the Local Government shall redesign the plans and specifications to the State's satisfaction. The costs for additional work on the plans, specifications, and estimates shall be borne by the Local Government.

8. Environmental Assessment and Mitigation

Development of a transportation project must comply with applicable environmental laws. The Local Government is responsible for:

CSJ #	0543-06-006
District #	12-Houston
Code Chart 64 #	50080
Project Name	FM 762 at Austin/Front Street Intersection

- A. The identification and assessment of any environmental problems associated with the development of the Project governed by this Agreement.
- B. The cost of any environmental problem's mitigation and remediation.
- C. Providing any public meetings or public hearings required for development of all required environmental documents and obtaining all required permits and approvals.
- D. The preparation of documents required for the environmental clearance of the Project.

Before the advertisement for bids, the Local Government shall provide to the State written documentation from the appropriate regulatory agency or agencies that all environmental clearances and approvals have been obtained.

9. Right of Way and Real Property

The Local Government shall acquire all required right of way and necessary right of entry for performance of the Project in accordance with applicable requirements of the Texas Department of Transportation Right of Way Manual, State law, and Federal law governing the acquisition of real property including but not limited to Title II and Title III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 Title 42 U.S.C.A. Section 4601 et seq. Right of way acquired for improvements to the state highway system shall be acquired in the name of the State. Local Government shall provide right of entry to State personnel and its authorized representatives to areas off the state highway system throughout the duration of the Project for the State to perform inspection and oversight of the Project.

10. Utilities

The Local Government shall be responsible for the adjustment, removal, or relocation of utility facilities for the Project in accordance with applicable State and Federal laws, regulations, rules, policies, and procedures, including any cost to the State of a delay resulting from the Local Government's failure to ensure that utility facilities are adjusted, removed, or relocated before the scheduled beginning of construction. The Local Government will not be reimbursed for the cost of required utility work. The Local Government must obtain advance approval for any variance from established procedures.

11. Compliance with Texas Accessibility Standards and ADA

Local Government shall ensure that the plans for and the construction of the Project are in compliance with standards issued or approved by the Texas Department of Licensing and Regulation (TDLR) as meeting or consistent with minimum accessibility requirements of the Americans with Disabilities Act (P.L. 101-336) (ADA).

12. Construction Responsibilities

- A. The Local Government shall advertise for construction bids, issue bid proposals, receive and tabulate the bids, and award and administer the contract for construction of the Project. Administration of the contract includes the responsibility for construction engineering and for issuance of any change orders, supplemental agreements, amendments, or additional work orders that may become necessary subsequent to the award of the construction contract. Project plans and specifications for improvements on the state highway system must be approved by the State prior to advertising for

CSJ #	0543-06-006
District #	12-Houston
Code Chart 64 #	50080
Project Name	FM 762 at Austin/Front Street Intersection

construction. Upon selection of a contractor and prior to commencing construction within the state highway system right of way, the Local Government shall request and obtain written authorization to commence construction of the Project from the State. The Local Government will supervise and inspect all work performed hereunder and provide such engineering inspection and testing services as may be required to ensure that the construction is accomplished in accordance with the approved plans and specifications. All construction change orders impacting the proposed improvements, traffic control, environmental mitigation, or drainage on the state highway system require written pre-approval by the State prior to execution by the Local Government.

- B. Upon completion of the Project, the Local Government will issue and sign a "Notification of Completion" acknowledging the Project's construction completion. A copy will be provided to the State prior to State's final acceptance of the improvements.
- C. Prior to the State's acceptance of the improvements on the state highway system, Local Government shall furnish to the State written certification from a Texas Registered Professional Engineer that the Project was constructed in substantial compliance with the Project's plans, specifications, and quality assurance requirements.

13. Project Maintenance

After Local Government completion of the work and acceptance by the State, the State will be responsible for maintenance of the improvements within the state highway system right of way outside the boundaries of an incorporated city. This obligation may be fulfilled through other agreements signed by the State.

14. Notices

All notices to either party shall be delivered personally or sent by certified or U.S. mail, postage prepaid, addressed to that party at the following address:

Local Government	State
Fort Bend County ATTN: County Judge 401 Jackson Street Richmond, TX 77469 With a copy to: Fort Bend County Engineering Department ATTN: County Engineer 301 Jackson Street Richmond, TX 77469	Director of Contract Services Texas Department of Transportation 125 E. 11 th Street Austin, Texas 78701

All notices shall be deemed given on the date delivered in person or deposited in the mail, unless otherwise provided by this Agreement. Either party may change the above address by sending written notice of the change to the other party. Either party may request in writing that

CSJ #	0543-06-006
District #	12-Houston
Code Chart 64 #	50080
Project Name	FM 762 at Austin/Front Street Intersection

notices shall be delivered personally or by certified U.S. mail, and that request shall be carried out by the other party.

15. Legal Construction

If one or more of the provisions contained in this Agreement shall for any reason be held invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect any other provisions and this Agreement shall be construed as if it did not contain the invalid, illegal, or unenforceable provision.

16. Responsibilities of the Parties

The State and the Local Government agree that neither party is an agent, servant, or employee of the other party, and each party agrees it is responsible for its individual acts and deeds as well as the acts and deeds of its contractors, employees, representatives, and agents.

17. Ownership of Documents

Upon completion or termination of this Agreement, copies of all documents and data prepared under this Agreement by the Local Government for improvements within the state highway system right of way shall be provided to the State prior to State acceptance of the Project without restriction or limitation on their further use. The originals shall remain the property of the Local Government. At the request of the State, the Local Government shall submit any Project information required by the State in the format directed by the State.

18. Compliance with Laws

The parties shall comply with all federal, state, and local laws, statutes, ordinances, rules and regulations, and the orders and decrees of any courts or administrative bodies or tribunals in any manner affecting the performance of this Agreement. When required, the Local Government shall furnish the State with satisfactory proof of this compliance.

19. Sole Agreement

This Agreement constitutes the sole and only agreement between the parties and supersedes any prior understandings or written or oral agreements respecting the Agreement's subject matter.

20. Inspection of Books and Records

The parties to this Agreement shall maintain all books, documents, papers, accounting records, and other documentation relating to costs incurred and engineering inspection and testing services performed under this Agreement and shall make such materials available to the State and the Local Government or their duly authorized representatives for review and inspection at its office during the Agreement period and for seven (7) years from the date of completion of work defined under this Agreement or until any impending litigation or claims are resolved. Additionally, the State and the Local Government and their duly authorized representatives shall have access to all the governmental records that are directly applicable to this Agreement for the purpose of making audits, examinations, excerpts, and transcriptions.

CSJ #	0543-06-006
District #	12-Houston
Code Chart 64 #	50080
Project Name	FM 762 at Austin/Front Street Intersection

21. Insurance

Before beginning work on the state highway system, the Local Government and its contractor performing the work shall provide the State with a fully executed copy of the State's Form 1560 Certificate of Insurance verifying the existence of coverage in the amounts and types specified on the Certificate of Insurance for all persons and entities working on state right of way. Self-insurance documentation acceptable to the State may be substituted for all or part of the coverage's required for the Local Government. This coverage shall be maintained until all work on the state right of way is complete. If coverage is not maintained, all work on state right of way shall cease immediately, and the State may recover damages and all costs of completing the work.

22. Pertinent Non-Discrimination Authorities

During the performance of this Agreement, the Local Government, for itself, its assignees, and successors in interest agree to comply with all applicable Federal and State nondiscrimination statutes and authorities.

23. Signatory Warranty

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

Each party is signing this agreement on the date stated under that party's signature.

THE STATE OF TEXAS

DocuSigned by:

F142FA167E9C4D8...
 Signature

Whitney Nalle

Typed or Printed Name

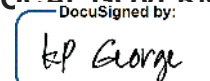
Contract Support Section Director

Typed or Printed Title

12/16/2019

Date

THE LOCAL GOVERNMENT

DocuSigned by:

F546587DD26D433...
 Signature

KP George

Typed or Printed Name

County Judge

Typed or Printed Title

12/13/2019

Date

CSJ #	0543-06-006
District #	12-Houston
Code Chart 64 #	50080
Project Name	FM 762 at Austin/Front Street Intersection

**ATTACHMENT A
RESOLUTION, ORDINANCE, OR COMMISSIONERS COURT ORDER**

**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 5th day of November, 2019.



LAURA RICHARD, COUNTY CLERK

Now, therefore, be it resolved upon the motion of Commissioner Myers seconded by Commissioner DeMerchant, duly put and carried, it is ordered to accept as presented for record the attached minutes approved on this the 12th day of November, 2019.



KP GEORGE, COUNTY JUDGE

MINUTES

BE IT REMEMBERED, That on this 5TH DAY of NOVEMBER, 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 Reverend Dr. Afzaal Firdous, House of Peace Ministries, in care of Covenant Glen United Methodist Church.

Invocation by Reverend Dr. Afzaal Firdous, House of Peace Ministries, in care of Covenant Glen United Methodist Church.

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 October 22, 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 October 22, 2019.

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

5. Public Comments regarding the Agenda and Announcements.

There were three public comments.

Laurie Boudreaux, Mayor of Simonton, 36730 Cheyenne Road, Simonton, spoke as a resident and a representative of the City of Simonton. She is in support of Agenda Item 31A regarding the Oakville Ranch RV park. Mayor Boudreaux has concerns about public safety, flooding and history of emergency response in the proposed park area.

Commissioner Meyers stated, for the record, the Resolution for Item 31A is in opposition to the Oakville Ranch RV Resort and will be sent to the TCEQ. Being in favor of the Resolution, is to be in favor of the opposition to the RV park.

Jennifer Jones Ward, City Administrator for the City of Simonton, stated the City is in support of Item 31A, the opposition for this TCEQ permit for Oakville Ranch RV resort. The City of Simonton prides itself on accepting the growth coming into Simonton and are 100% open for business for businesses in the city and surrounding ETJ's. Ms. Ward indicated the location for the Oakville Ranch may not be the proper or safe location for this type of business.

Kaye Kahlich, City Councilwoman for the City of Fulshear, 27702 Rocky Creek Court, Fulshear, is in support of Item 31B, for a temporary access Easement between Fort Bend County and CCR Holdings for a connection from Charger Way to Katy Fulshear Road. Due to growth, there is a much needed construction project on FM 1093 going into Fulshear. Unfortunately, this brings some traffic congestion. In order to help with the congestion, this Easement will provide another access route.

Judge George thanked Reverend Dr. Afzaal Firdous for performing the invocation. Reverend Dr. Afzaal Firdous is a pastor at House of Peace Ministries in care of Covenant Glen United Methodist Church. He is a pastor from Pakistan and a decorated Urdu poet. Reverend Firdous was the Head of the Urdu Department at M.A.O. college Lahore.

Reverend Dr. Afzaal Firdous presented Judge George with a rosary as a gift.

6. PUBLIC HEARINGS: 1: 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 Walnut Creek, Section 18, Precinct 1.**
- B. Acceptance of the traffic control plan for Del Webb-Richmond, Section 16A, Precinct 1.**
- C. Acceptance of the traffic control plan for Glendale Lakes, Section 6, Precinct 1.**
- D. Acceptance of the traffic control plan for Sienna Village of Bees Creek Section 21, Sienna Village of Bees Creek Section 23A, Sienna Village of Bees Creek Section 23B, Sienna Village of Bees Creek Section 24, Sienna Village of Bees Creek Section 26, Sienna Village of Bees Creek Section 28 (Sorrento Way Drive only, all other streets are private), Sienna Village of Anderson Springs Section 10A, and Sienna Village of Anderson Springs Section 25, Precinct 2.**
- E. Acceptance of the traffic control plan for Gaston Road from Greenbusch to Katy Flewellen Road, Mobility Project 13311, Precinct 3.**

November 5, 2019

Item 6 continued - Public Hearings:

- F. Acceptance of the traffic control plan for Mission Trace, Section 1, Precinct 3.**
- G. Acceptance of the traffic control plan for Aliana Section 50, Aliana Section 67, Aliana Section 20, Aliana Section 20 Partial Replat No. 1, Aliana Section 26, Precinct 4.**

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

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

CONSENT AGENDA ITEMS 7 - 29:

- 7. OUT-OF-STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
 - A. County Clerk: Blanca Alamia and Nicholette Ross to Orlando, Florida, April 26-29, 2020, to attend the Tyler Connect 2020 Conference. (Fund: County Clerk, Records Management)**
 - B. Information Technology: Robyn Doughtie to Hollywood, Florida, March 29 through April 2, 2020, to attend Gartner Chief Information Officer Leadership Forum. (Fund: Information Technology)**
 - C. Sheriff's Office: E. Dewveall to San Diego, California, January 9-15, 2020 to attend the American Correctional Association 2020 Winter Conference. (Fund: Sheriff - Commissary)**
 - D. Sheriff's Office - Detention: M. Penrod and D. Schultz to San Diego, California, January 9-15, 2020, to attend the American Correctional Association 2020 Winter Conference. (Fund: Sheriff - Detention)**
 - E. Sheriff's Office - Detention: D. Quam and R. Solberg to Aurora, Colorado, April 3-8, 2020, to attend the American Jail Association Conference. (Fund: Sheriff - Detention)**
 - F. Sheriff's Office - Detention: J. Kovar to Aurora, Colorado, April 3-8, 2020 to attend the American Jail Association 2020 Conference. (Fund: Sheriff - Commissary)**

8. COUNTY JUDGE:

Approve renewal of Agreement between Fort Bend County and the Greater Fort Bend Economic Development Council for professional Economic Development services in the amount of \$250,000 effective through September 30, 2020. (Fund: Non-Departmental Fees)

9. COMMISSIONER, PCT. 1:

Approve Interlocal Project Agreement between Fort Bend County and the City of Arcola to provide assistance with constructing and overlaying East and West Plantation, Compton, Disney, Masterson, and Main Street, city owned streets; County expenditure not to exceed \$43,640. (Fund: Road & Bridge)

10. COMMISSIONER, PCT. 2:

- A. Approve the reappointment of Tonya Eugene to Position No. 7 representing Fort Bend County on the Board of Directors of Missouri City Tax Increment Reinvestment Zone No. 1 for a term effective through December 31, 2021.**
- B. Approve the reappointment of Stephen Brown, Jr. to Position No. 7 representing Fort Bend County on the Board of Directors of Missouri City Tax Increment Reinvestment Zone No. 3 for a term effective through December 31, 2021.**

11. COMMISSIONER, PCT. 3:

- A. Approve Interlocal Governmental Agreement between Fort Bend County, Fort Bend County Municipal Utility District No 185, and Fort Bend County Assistance District No. 1 for tree purchase and delivery services.**
- B. Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and Pine Mill Ranch Homeowners Association with services to be provided by the Office of Constable Precinct 3 effective through September 30, 2020.**

12. AUDITOR:

Rescind Court's approval of Agenda Item 31G on October 22, 2019, a Resolution to advance fund and reimburse expenditures related to air conditioning repairs for the Sheriff's Office at 1410-B Richmond Parkway, due to error in name of project.

13. BUDGET TRANSFERS:

- A. District Attorney: Approve FY 2019 transfer in the amount of \$218,317 as detailed on Auditor's form dated October 21, 2019 to allocate the County's match to the Violence Against Women Prosecutor grant and the Victim Witness Staff Expansion grant.**
- B. District Clerk: Approve transfer in the amount of \$259,999 from Capital Acquisitions into Fees to allocate funds into correct account for the Records Conversion project.**
- C. Facilities Management & Planning: Approve transfer in the amount of \$1,500 from Fees into Information Technology to allocate funds needed to renew licenses and purchase equipment for new position.**
- D. Health & Human Services: Approve FY 2019 transfer in the amount of \$17 from Supplies and Maintenance into Information Technology to allocate funds into correct account for expenditures.**
- E. Library: Approve transfer in the amount of \$19,560 from Information Technology into Fees to allocate funds into correct account for expenditure.**
- F. Public Defender: Approve transfer in the amount of \$24,802 as detailed on Auditor's form dated October 22, 2019 to allocate funds for the County's match on the FY 2020 Public Defender grant.**

November 5, 2019

Item 13 continued - Budget Transfers:

- G. **Public Transportation:** Approve transfer in the amount of \$26,765 as detailed on Director's form dated October 15, 2019, to allocate the local match for Modification No. 7 to the METRO Interagency Agreement.
- H. **Sheriff's Office:** Approve FY 2019 transfer in the amount \$35,095 as detailed on Auditor's form dated October 21, 2019 to allocate the County's match to the Victim Case Coordination Program grant for fiscal year 2019.

14. AGRILIFE EXTENSION OFFICE:

Approve renewal of Memorandum of Agreement between Fort Bend County and Texas A&M AgriLife Extension Service of the Texas A&M University System for supplemental pay to Extension Office Agents for the term of October 1, 2019 through September 30, 2020.

15. CONSTABLE, PCT. 4:

- A. Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and New Territory Residential Community Association effective through September 30, 2020.
- B. Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and First Colony Community Services Association, Inc. effective through September 30, 2020.

16. DISTRICT ATTORNEY:

Approve Letter of Extension of Interlocal Agreement between Fort Bend County and City of Houston to continue participation in the Human Trafficking Task Forces Program and receive grant funding in the amount of \$55,200 for the project period from September 30, 2019 to March 31, 2020.

17. ELECTIONS ADMINISTRATION:

Approve correction to Agenda Item No. 33B by Commissioners Court on October 22, 2019, due to clerical error, for approval of Joint Election Agreements between Fort Bend County and Grand Lakes Municipal Utility District No. 4, (instead of Grand Lakes Municipal Utility District No.5).

18. ENGINEERING-PAYMENTS:

- A. Approve payment of Invoice No. 3024400133 in the amount of \$3,117.14 and Invoice No. 3024400134 in the amount of \$2,430.00 to Huitt-Zollars for professional engineering services regarding Old Needville-Fairchilds Road, Mobility Bond Project No. 13109, Precinct 1. (Fund: 2013 Mobility Bonds)
- B. Approve payment of Invoice No. 000001909100 in the amount of \$486.25 to Doucet & Associates for professional engineering services regarding Braxton Street, Mobility Bond Project No. 13116x, Precinct 1. (Fund: 2013 Mobility Bonds)

November 5, 2019

Item 18 continued - Engineering-Payments:

- C. Approve payment of Invoice No. 479701/07/II in the amount of \$215,656.07 to Dannenbaum Engineering Corporation for plan, specification, and estimate design services of FM 521 Expansion Project, Precinct 1. (Fund: FM 521 Project Account)
- D. Approve payment of Invoice No. 13-0148469 in the amount of \$19,783.48 to IDS Engineering Group for professional engineering services regarding Ransom Road, Mobility Bond Project No. 17103, Precinct 1. (Fund: 2017 Mobility Bonds)
- E. Approve payment of Invoice No. 56263 in the amount of \$12,465.01 to Landtech, Inc. for professional engineering services regarding Bryan Road, Mobility Bond Project No. 17118, Precinct 1. (Fund: 2017 Mobility Bonds)
- F. Approve payment of Invoice No. 2 in the amount of \$417,955.97 to Allgood Construction Company Inc. regarding construction of Bellaire Boulevard and Westmoor Drive, Mobility Bond Project No. 17209-12, Precinct 2. (Fund: 2017 Mobility Bonds)
- G. Approve payment of Invoice in the amount of \$1,039,619.91 to The City of Missouri City regarding Independence Boulevard Segment 2, Mobility Bond Project No. 13205, Precinct 2. (Fund: 2013 Mobility Bonds)
- H. Approve payment of Invoice No. 10 in the amount of \$7,612.50 to The Guess Group, Inc. for property acquisitions services regarding 2017 Mobility Bond Projects within Precinct 2. (Fund: Right of Way)
- I. Approve payment of Invoice No. 6-0148468 in the amount of \$17,038.00 to IDS Engineering Group for professional engineering services regarding Harlem Road, Mobility Bond Project No. 17402, Precincts 3 and 4. (Fund: 2017 Mobility Bonds)
- J. Approve payment of Invoice No. 14 in the amount of \$321,706.18 to Allgood Construction Company Inc. for construction of Gaston Road, Segment 1, Mobility Bond Project No. 13311, Precinct 3. (Fund: 2013 Mobility Bonds)
- K. Approve payment of Invoice No. 459301/90/II in the amount of \$4,016.89 to Dannenbaum Engineering Corporation for professional engineering services regarding FM 1093/Westpark Extension Phase I and Phase IIA, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)
- L. Approve payment of Invoice No. 513601/13/II in the amount of \$7,448.26 to Dannenbaum Engineering Corporation for professional engineering services regarding Grand Parkway Segment 2, Mobility Bond Project No. 17304, Precinct 3. (Fund: 2017 Mobility Bonds)
- M. Approve payment of Invoice No. 201919073 in the amount of \$1,657.53 to LJA Engineering for professional engineering services regarding FM 1093/Westpark Extension Phase I, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)
- N. Approve payment of Invoice No. 201919074 in the amount of \$904.60 to LJA Engineering for professional construction management services regarding FM 1093/Westpark Extension Phase IIA, Precinct 3. (Fund: 2017A Series Road Bonds)

November 5, 2019

Item 18 continued - Engineering - Payments:

- O. Approve payment of Invoice No. 79380 in the amount of \$37,047.87 to R.G. Miller Engineers, Inc. for professional engineering services regarding Beechnut Street, Mobility Bond Project No. 17410, Precincts 3 and 4. (Fund: 2017 Mobility Bonds)**
 - P. Approve payment of Invoice No. 1061252 in the amount of \$17,191.26 to Neel-Schaffer, Inc. for professional engineering services regarding Pheasant Creek at Old Richmond Road, Mobility Bond Project No. 17415, Precinct 4. (Fund: 2017 Mobility Bonds)**
 - Q. Approve payment of Invoice No. 6 in the amount of \$54,117.62 to ISI Contracting, Inc. for the construction of Bamore Road Extension, Mobility Project No. 13406, Precinct 4. (Fund: 2013 Mobility Bonds)**
 - R. Approve payment of Invoice No. 7 in the amount of \$24,821.60 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)**
 - S. Approve payment of Invoice No. 9-190732 in the amount of \$79,277.56 to BGE Inc. for professional engineering services regarding Voss Road intersections, Mobility Bond Project Nos. 17404-13, Precinct 4. (Fund: 2017 Mobility Bonds)**
- 19. ENGINEERING-PERMITS:**
- A. Approve application from CenterPoint Energy Resources Corp. d/b/a Texas Gas Operations to install a gas line along Pultar Road, Permit No. 2019-31175, Pct. 1.**
 - B. Approve application from Comcast of Houston, LLC/Jier LLC to install aerial cable along 4th Street, 5th Street, 6th Street, 7th Street, 8th Street, 9th Street and Sims Street, Permit No. 2019-31130, Precinct 1.**
 - C. Approve application from Comcast of Houston, LLC to install conduit along Scanlan Trace and Waters Lake Boulevard, Permit No. 2019-31133, Precinct 1.**
 - D. Approve application from TDK Construction Company/AES Septic to install a driveway tie-in along Third Street, Permit No. 2018-18053, Precinct 1.**
 - E. Approve application from First America Homes, Ltd. to install a driveway tie-in at 7710 Kovar Road, Permit No. 2019-29745, Precinct 1.**
 - F. Approve application from First America Homes, Ltd. to install a driveway tie-in at 7714 Kovar Road, Permit No. 2019-29746, Precinct 1.**
 - G. Approve application from First America Homes, Ltd. to install a driveway tie-in at 7718 Kovar Road, Permit No. 2019-29747, Precinct 1.**
 - H. Approve application from MCIMetro Access Transmission Services, Corp to install fiber optic cable along Insurance Road, Permit No. 2019-31169, Precinct 1.**
 - I. Approve application from MCIMetro Access Transmission Services, Corp/Ervin Cable Construction,LLC to install fiber optic cable along Macek Road, Permit No. 2019-31129, Precinct 1.**

November 5, 2019

Item 19 continued - Engineering - Permits:

- J. Approve application from MCIMetro Access Transmission Services, Corp/Eagle Eye Permitting & Design, LLC to install fiber optic cable along 5th Street and Moore Road, Permit No. 2019-31153, Precinct 2.**
- K. Approve application from MCIMetro Access Transmission Services, Corp/Ervin Cable Construction, LLC to install fiber optic cable along Beechnut Street, Permit No. 2019-31155, Precinct 2.**
- L. Approve application from MCIMetro Access Transmission Services, Corp to install fiber optic cable along Tierra Alta Drive, Permit No. 2019-31154, Precinct 2.**
- M. Approve application from MCIMetro Access Transmission Services, Corp/Ervin Cable Construction, LLC to install fiber optic cable along Clodine Road, Permit No. 2019-31045, Precinct 2.**
- N. Approve application from MCIMetro Access Transmission Services, Corp to install fiber optic cable along Beechnut Street, Permit No. 2019-31157, Precinct 2.**
- O. Approve application from CenterPoint Energy Resources Corp. d/b/a Texas Gas Operations to install a gas line along Mason Road, Permit No. 2019-31005, Pct. 3.**
- P. Approve application from Comcast of Houston, LLC/Jier LLC to install utility conduit along Shining Willow Court, Permit No. 2019-30833, Precinct 3.**
- Q. Approve application from Res Com Construction Clean, LLC dba Res Com Custom Builders to install a driveway tie-in at 3011 Hollinwell Drive, Permit No. 2019-31118, Precinct 3.**
- R. Approve application from Haider Zaman/ C. ENG, Inc. to install a driveway tie-in along Gaines Road and a driveway tie-in along Boss Gaston Road, Permit No. 2019-30768, Pct. 3.**
- S. Approve application from AT&T Texas/Cobb Fendly & Associates to install aerial cable along Peek Road and Park Westheimer Road, Permit No. 2019-31131, Precinct 3.**
- T. Approve application from MCIMetro Access Transmission Services, Corp to install fiber optic cable along Mason Road, Permit No. 2019-30923, Precinct 3.**
- U. Approve application from MCIMetro Access Transmission Services, Corp/Ervin Cable Construction, LLC to install fiber optic cable along Cinco Ranch Boulevard, Permit No. 2019-30955, Precinct 3.**
- V. Approve application from MCIMetro Access Transmission Services, Corp/Ervin Cable Construction, LLC to install fiber optic cable along Westheimer Parkway, Permit No. 2019-30937, Precinct 3.**
- W. Approve application from MCIMetro Access Transmission Services, Corp/Ervin Cable Construction, LLC to install fiber optic cable along Peek Road, Permit No. 2019-30967, Precinct 3.**
- X. Approve application from MCIMetro Access Transmission Services, Corp/KGI Wireless to install a small cell node along Peek Road, Permit No. 2019-31223, Precinct 3.**

November 5, 2019

Item 19 continued - Engineering - Permits:

- Y.** Approve application from MCIMetro Access Transmission Services, Corp/KGI Wireless to install a small cell node along Mason Road, Permit No. 2019-31245, Precinct 3.
- Z.** Approve application from HTI Construction, Inc to remove and replace pavement and storm sewer along Victoria Garden Drive, Permit No. 2019-31190, Precinct 3.
- AA.** Approve application from Diffco, LLC to install a left turn lane along W. Airport Boulevard, Permit No. 2019-30638, Precinct 4.
- BB.** Approve application from Clearwater Construction Co., of Texas, Ltd./Spring Creek Barbeque to install two driveway tie-ins along Berkeley Knoll Circle, Permit No. 2019-30160, Precinct 4.
- CC.** Approve application from Comcast of Houston, LLC to install utility conduit along University Boulevard, Permit No. 2019-31210, Precinct 4.
- DD.** Approve application from Comcast of Houston, LLC/Ally General Solutions, LLC to install utility conduit along Manderston Avenue and W. Grand Parkway S., Permit No. 2019-31017, Precinct 4.
- EE.** Approve application from Comcast of Houston, LLC to install utility conduit along LJ Parkway, Permit No. 2019-30933, Precinct 4.
- FF.** Approve application from Comcast of Houston, LLC to install utility conduit along Lewisville Drive, Permit No. 2019-30910, Precinct 4.
- GG.** Approve application from CenterPoint Energy Resources Corp. d/b/a Texas Gas Operations to install a gas line along West Aliana Trace Drive, Clouston Avenue and Manderston Avenue, Permit No. 2019-31205, Precinct 4.
- 20. ENGINEERING-DEVELOPMENT:**
- A.** Approve request for Fort Bend County to sponsor a Texas Department of Transportation project on behalf of Fort Bend County MUD 207 to expedite construction of public road connections at proposed minor connector road along the southbound (2) locations, and northbound (1) location frontage road of U.S. 59 near the intersection of FM 762 within the Circle Oak Development, Precinct 1.
- B.** Accept the streets in Stonecreek Estates, Section 2: Nickel Bend Lane 1,346.94 LF, Stone Bark Court 317.49 LF, Golden Peak Lane 152.56 LF for a total of 1,816.99 LF, and release the bond in the amount of \$124,740.00, Precinct 1.
- C.** Accept the streets in Veranda, Section 21: Wildwood Park Road 808.00 LF, Klazer Hollow Lane 348.69 LF, Rosen Mill Drive 945.04 LF, and Lottie Moore Loop 850.00 LF, for a total of 2,951.73 LF, and release the bond in the amount of \$206,850.00, Precinct 1.
- D.** Accept the streets in Jordan Ranch Boulevard and Jordan Crossing Street Dedication Section 1: Jordan Ranch Boulevard 813.00 LF (east portion only), Green Jay Run 230.00 LF, Jordan Ranch Boulevard 1,258.00, and Jordan Crossing Boulevard 1,907.00 LF for a total of 4,208.00 LF, and release the bond in the amount of \$520,000.00, Precinct 3.

November 5, 2019

Item 20 continued - Engineering - Development:

- E. Accept the streets in Harvest Green, Section 22: New Season Drive 143.00 LF, Brisk Autumn Drive 1,289.00 LF, White Winter Court 129.08 LF, Orange Dawn Drive 521.00 LF, Grey Dusk Court 153.88 LF, Sunflower Park Place 517.00 LF, Warm Summer Drive 1,182.00 LF, Bluesage Bluff Drive 321.00 LF, Fresh Spring Road 247.00 LF for a total of 4,502.96 LF, and release the bond in the amount of \$324,170.00, Precinct 3.**
- F. Accept the streets in Mission Trace, Section 2: Adobe Sky Court 418.72 LF, Glade Landing Lane 604.27 LF, Ranch Ridge Lane 971.10 LF, Rustling Manor Lane 841.17 LF, Rose Summit Lane 79.24 LF, Sentosa Cliff Lane 160.08 LF, Round Ridge Boulevard 92.40 LF, Royal Breccia Lane 132.25 LF for a total of 3,299.23 LF, and release the bond in the amount of \$237,510.00, Precinct 3.**
- G. Accept the streets in Mission Trace, Section 4: Royal Breccia Lane 424.22 LF, Limestone Ranch Lane 894.91 LF, Claystone Lane 754.00 LF, Chapel Canyon Boulevard 133.00 LF, Sentosa Cliff Lane 497.06 LF for a total of 2,703.19 LF, and release the bond in the amount of \$195,020.00, Precinct 3.**
- H. Accept the streets in Mission Trace, Section 5: Glade Landing Lane 558.52 LF, Calabrian Pine Court 245.97 LF, Rose Summit Lane 1,257.82 LF for a total of 2,062.31 LF, and release the bond in the amount of \$142,590.00, Precinct 3.**
- I. Accept the streets in Mission Trace, Section 6: Round Ridge Boulevard 259.00 LF, Auburn Heights Trail 1,353.00 LF, Green Maple Court 323.00 LF, Matilda Creek Court 587.12 LF, Wedgewood Colony Court 707.83 LF for a total of 3,229.95 LF, and release the bond in the amount of \$243,320.00, Precinct 3.**
- J. Accept the bond rider for West Aliana Trace Street Dedication, Section 5 reducing it from \$175,890.58 to \$87,945.29, Precinct 4.**
- K. Approve the plat for Hwy 36 Lakeview Resort, Precinct 1.**
- L. Approve the plat for Oaks of Rio Bend Replat No. 1, Precinct 1.**
- M. Approve the plat for Sunset Crossing Section One Amending Plat Number One, Precinct 1.**
- N. Approve the plat for Grand River Section 1 Replat of Lot 9 in Block 4, Precinct 1.**
- O. Approve the plat for Veranda Section Twenty-Four Amending Plat, Precinct 1.**
- P. Approve the plat for the roads within Stonecreek Estates, Section Four, Precinct 1.**
- Q. Approve the plat for the lots within Stonecreek Estates, Section Four, Precinct 1.**
- R. Approve the plat for Lakes of Bella Terra West Sec. 3 Amending Plat No. 1, Precinct 3.**
- S. Approve the plat for Fulbrook Section Three D Replat of Lots 12 and 13 Block 2, Precinct 3.**
- T. Approve the plat for the roads within Jordan Ranch, Section 17, Precinct 3.**
- U. Approve the plat for the lots within Jordan Ranch, Section 17, Precinct 3.**

Item 20 continued - Engineering - Development:

- V. Approve the plat for the roads within Jordan Ranch, Section 18, Precinct 3.
- W. Approve the plat for the lots within Jordan Ranch, Section 18, Precinct 3.
- X. Approve the plat for the roads within Willow Fork Groves, Section 2, Precinct 3.
- Y. Approve the plat for the lots within Willow Fork Groves, Section 2, Precinct 3.
- Z. Approve the plat for The Village at Riverstone Reserve B-1 Minor Replat, Pct. 4.
- AA. Set public hearing for acceptance of the traffic control plan for Greatwood Lake, Section 1, Precinct 1. (*Tuesday, December 3, 2019 at 1:00 p.m.*)
- BB. Set public hearing for acceptance of the traffic control plans for Sienna Plantation Section 15B, and Sienna Plantation Section 33A, Precinct 1. (*Tuesday, December 3, 2019 at 1:00 p.m.*)
- CC. Set public hearing for acceptance of the traffic control plans for Mission Trace Section 2, and Mission Trace Section 4, Precinct 3. (*Tuesday, December 3, 2019 at 1:00 p.m.*)
- DD. Set public hearing for acceptance of the traffic control plan for Firethorne West Section 1 at Davenport Drive at McDonough Way, Precinct 3. (*Tuesday, December 3, 2019 at 1:00 p.m.*)
- 21. **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. 1736 in the amount of \$447.00 to Austin-Reed Engineers for engineering services regarding the Pinnacle Aquatic Fitness Center;
 - B. Invoice No. AP019-029 in the amount of \$2,910.00 to Apex Consulting Group for architectural and engineering design services regarding the Medic 6 Emergency Medical Service Facility Improvements.
- 22. **FIRE MARSHAL:**

Approve Interlocal Agreement for Fire Code and Investigations between Fort Bend County and City of Weston Lakes.
- 23. **GRANTS ADMINISTRATION:** The grant application for the below item has been approved by Commissioners Court: the Grants Coordinator has reviewed the acceptance documents and makes the following recommendation to Commissioners Court:

Sheriff's Office: Accept grant funds from the Office of Attorney General, Crime Victims Services Division in the amount of \$115,923 for the Victims Case Coordination Program for the term of October 1, 2019 through September 30, 2021, with a FY 2020 budgeted contribution of a twenty five percent match in the amount of \$28,981.00 provided by the Sheriff's Office.

24. HUMAN RESOURCES:

- A. Approve the rehire of former employee Gloria Garcia who terminated employment on April 29, 2016, and will be rehired effective November 11, 2019.**
- B. Approve the rehire of former employee Elizabeth Rivera Ortega who terminated employment on September 7, 2018, and will be rehired effective November 11, 2019.**
- C. Approve the rehire of former employee Edgar Maldonado who terminated employment on September 13, 2019, and will be rehired effective November 11, 2019.**

25. PARKS & RECREATION:

- A. Approve License Agreement between Fort Bend County and Lamar Little League for use of Harlem Road Park baseball fields effective through September 30, 2020.**
- B. Approve payment of Invoice No. 1012 in the amount of \$4,935.00 to Rellim Well Service, LLC for water well repair at Daily Park Project, Precinct 3. (Fund: 2015 Facilities Bond Project, Proposition 1)**

26. PUBLIC TRANSPORTATION:

Approve payment of Invoice No. IN354677 in the amount of \$36.04 to NWN Corporation for information technology consultation services regarding the Transit Facility, Mobility Bond Project No. 13406. (Fund: 2013 Mobility Bonds)

27. PURCHASING:

Authorize advertising for proposals for construction of the South Post Oak football complex.

28. SHERIFF'S OFFICE:

- A. Approve renewal of Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 155 effective through September 30, 2020.**
- B. Approve renewal of Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 156 effective through September 30, 2020.**
- C. Approve renewal of Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 130 effective through September 30, 2020.**

November 5, 2019

29. TAX ASSESSOR/COLLECTOR:

Approve refunds over \$500 detailed in Tax Assessor/Collector's report submitted on October 29, 2019 for an amount totaling \$2,815.24 for the Office of Carrie Surratt.

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Consent Agenda Items 7 - 29, except Item 18B.

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

Item 18B:

Approve payment of Invoice No. 000001909100 in the amount of \$486.25 to Doucet & Associates for professional engineering services regarding Braxton Street, Mobility Bond Project No. 13116x, Precinct 1. (Fund: 2013 Mobility Bonds)

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (4-0-1), it is ordered to approve payment of Invoice No. 000001909100 in the amount of \$486.25 to Doucet & Associates for professional engineering services regarding Braxton Street, Mobility Bond Project No. 13116x, Precinct 1. (Fund: 2013 Mobility Bonds)

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

30. COMMISSIONER, PCT. 1:

Take all appropriate action on Resolution requesting the transfer of that certain public roadway from the Texas Department of Transportation to Fort Bend County.

Moved by Commissioner Morales, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Resolution requesting the transfer of that certain public roadway from the Texas Department of Transportation to Fort Bend County.

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

31. COMMISSIONER, PCT. 3:

A. Take all appropriate action on a Resolution in Opposition of the Oakville Ranch R.V. Resort.

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Resolution in Opposition of
the Oakville Ranch R.V. Resort.

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

B. Take all appropriate action on Temporary Access Easement between Fort Bend County and CCR Holdings, LP for connection from Charger Way to Katy Flusher Road.

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Temporary Access Easement
between Fort Bend County and CCR Holdings, LP for connection from Charger Way to Katy
Flusher (corrected to Fulshear) Road.

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

32. AUDITOR:

A. Take all appropriate action on Resolution Declaring Intention to Advance Funding and Reimburse Expenditures regarding the purchase of capital equipment for county departments.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to approve Resolution Declaring
Intention to Advance Funding and Reimburse Expenditures regarding the purchase of capital
equipment for county departments.

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

B. Take all appropriate action on Resolution Declaring Intention to Advance Funding and Reimburse Expenditures Related to Various State Highway 99 Frontage Road Projects.

Pulled.

November 5, 2019

Item 32 continued - Auditor:

- C. Take all appropriate action on Resolution Declaring Intention to Advance Funding and Reimburse Expenditures for the increased cost to purchase two vehicles for Emergency Medical Service, pursuant to the original Resolution, Agenda Item No. 32D approved by Commissioners Court on September 24, 2019.**

Pulled.

- D. Take all appropriate action on Resolution Declaring Intention to Advance Funding and Reimburse Expenditures regarding the interdepartmental construction remodel for the Sheriff's Office Narcotics Task Force.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Resolution Declaring Intention to Advance Funding and Reimburse Expenditures regarding the interdepartmental construction remodel for the Sheriff's Office Narcotics Task Force.

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

33. COMMUNITY DEVELOPMENT:

Take all appropriate action on acceptance of grand funds from the General Land Office in the amount of \$21,155,575, Contract No. 20-066-006-C038 for the Community Development Block Grant Disaster Recovery program to facilitate buyouts of homeowner properties in areas affected by Hurricane Harvey.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to accept grand (corrected to grant) funds from the General Land Office in the amount of \$21,155,575, Contract No. 20-066-006-C038 for the Community Development Block Grant Disaster Recovery program to facilitate buyouts of homeowner properties in areas affected by Hurricane Harvey.

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

Marilynn Kindell, Director of Community Development, explained through the Texas General Land Office method of distribution, the County was awarded \$21 million for a voluntary buyout program of properties affected by Hurricane Harvey, the 2017 flood. There is priority of the buyout program for people of low and moderate income, who live in the floodway. For those who live in areas of the flood plain, and were affected by the flood, they may also be eligible. Anyone who feels they are qualified, should apply by contacting the Community Development office and speak with a case manager, complete the application and work with the case manager who can help to determine if they are eligible for the buyout.

November 5, 2019

34. ENGINEERING:

- A. Take all appropriate action on request for temporary road closure, pursuant to Section 251.011 of the Texas Transportation Code, for Victoria Garden Drive and Musket Ridge Drive, to be closed during construction of storm sewer repairs; closure to begin November 6, 2019 until construction is complete, Permit No. APP-34273, Precinct 1.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
 Duly put and unanimously carried (5-0), it is ordered to approve request for temporary road closure, pursuant to Section 251.011 of the Texas Transportation Code, for Victoria Garden Drive and Musket Ridge Drive, to be closed during construction of storm sewer repairs; closure to begin November 6, 2019 until construction is complete, Permit No. APP-34273, Precinct 1.

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

- B. Take all appropriate action on request to ratify application to Houston-Galveston Area Council for grant funds regarding the Fort Bend Recycling Equipment and Educational Program.**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
 Duly put and unanimously carried (5-0), it is ordered to approve request to ratify application to Houston-Galveston Area Council for grant funds regarding the Fort Bend Recycling Equipment and Educational Program.

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

- C. Take all appropriate action on Interlocal Agreement for City Managed Mobility Project between Fort Bend County and City of Rosenberg in an amount not to exceed \$900,000 regarding Bamore Road Segment 1, Mobility Bond Project No. 17104, Precinct 1. (Fund: 2017 Mobility Bonds)**

Moved by Commissioner Morales, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to approve Interlocal Agreement for City Managed Mobility Project between Fort Bend County and City of Rosenberg in an amount not to exceed \$900,000 regarding Bamore Road Segment 1, Mobility Bond Project No. 17104, Precinct 1. (Fund: 2017 Mobility Bonds)

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

November 5, 2019

Item 34 continued - Engineering:

- D. Take all appropriate action on Agreement for a Local On-System Improvement Project between Fort Bend County and Texas Department of Transportation in an amount not to exceed \$20,000 regarding FM 762 at Austin/Front Street, Mobility Bond Project No. x18, Precinct 1. (Fund: 2007 Mobility Bonds)**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Agreement for a Local On-System Improvement Project between Fort Bend County and Texas Department of Transportation in an amount not to exceed \$20,000 regarding FM 762 at Austin/Front Street, Mobility Bond Project No. x18, Precinct 1. (Fund: 2007 Mobility Bonds)

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

- E. Take all appropriate action on Advance Funding Agreement between Fort Bend County and Texas Department of Transportation in an estimated amount of \$93,288.21 regarding FM 762/FM 2759 (Crabb River Road) at A. Myers, Mobility Bond Project No. x28, Precinct 1. (Fund: 2017 Mobility Bonds)**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Advance Funding Agreement between Fort Bend County and Texas Department of Transportation in an estimated amount of \$93,288.21 regarding FM 762/FM 2759 (Crabb River Road) at A. Myers, Mobility Bond Project No. x28, Precinct 1. (Fund: 2017 Mobility Bonds)

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

- F. Take all appropriate action on Agreement to Contribute Right of Way Funds between Fort Bend County and Texas Department of Transportation in an estimated amount of \$661,659.90 regarding FM 2234, Precinct 2. (Fund: Right of Way)**

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Agreement to Contribute Right of Way Funds between Fort Bend County and Texas Department of Transportation in an estimated amount of \$661,659.90 regarding FM 2234, Precinct 2. (Fund: Right of Way)

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

Item 34 continued - Engineering:

G. Take all appropriate action on Governmental Agency Curation Agreement between Fort Bend County and Texas Archeological Research Laboratory, The University of Texas at Austin, regarding Lake Olympia, Segment 2, Mobility Bond Project No. 17201, Precincts 1 and 2.

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Governmental Agency Curation Agreement between Fort Bend County and Texas Archeological Research Laboratory, The University of Texas at Austin, regarding Lake Olympia, Segment 2, Mobility Bond Project No. 17201, Precincts 1 and 2.

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

H. Take all appropriate action on Written Consent of Members in Lieu of a Meeting provided by Terravista Lakes, LLC and acceptance of a certain 0.7740 of an acre tract of land conveyed by Donation Deed from Terra Vista Lakes, LLC to Fort Bend County regarding Bellaire Boulevard, Mobility Bond Project No. 13202, Precinct 2.

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Written Consent of Members in Lieu of a Meeting provided by Terravista Lakes, LLC and acceptance of a certain 0.7740 of an acre tract of land conveyed by Donation Deed from Terra Vista Lakes, LLC to Fort Bend County regarding Bellaire Boulevard, Mobility Bond Project No. 13202, Precinct 2.

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

November 5, 2019

Item 34 continued - Engineering:

- I. Take all appropriate action on request for payment in the amount of \$52,703.10 to Stewart Title, and authorize the County Judge to sign all necessary closing documents regarding conveyance of Parcel Groups 1 through 6 of FM 1093/Westpark Extension to Texas Department of Transportation, Precinct 3. (Fund:Toll Road Revenue Bonds, Series 2016)**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
 Duly put and unanimously carried (5-0), it is ordered to approve request for payment in the amount of \$52,703.10 to Stewart Title, and authorize the County Judge to sign all necessary closing documents regarding conveyance of Parcel Groups 1 through 6 of FM 1093/Westpark Extension to Texas Department of Transportation, Precinct 3. (Fund:Toll Road Revenue Bonds, Series 2016)

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

35. FACILITIES MANAGEMENT & PLANNING:

- Take all appropriate action on the Consent to Encroachment Agreement between Fort Bend County and Natural Gas Pipeline Company of America LLC regarding the Daily Park project.**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
 Duly put and unanimously carried (5-0), it is ordered to approve the Consent to Encroachment Agreement between Fort Bend County and Natural Gas Pipeline Company of America LLC regarding the Daily Park project.

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

November 5, 2019

36. INFORMATION TECHNOLOGY:

Take all appropriate action on request to create a new part-time position in Information Technology to assist with the Windows 10 migration, not to exceed past fiscal year 2020. (Fund: Information Technology)

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve request to create a new part-time position in Information Technology to assist with the Windows 10 migration, not to exceed past fiscal year 2020. (Fund: Information Technology)

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

37. PUBLIC TRANSPORTATION:

Take all appropriate action on Modification No. 7 to the Interagency Agreement between Fort Bend County and the Metropolitan Transit Authority (METRO) for Job Access/Reverse Commute and New Freedom Project to extend the contract expiration date, and revise the budget to include an additional \$26,765 in local match. (Fund: Public Transportation)

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Modification No. 7 to the Interagency Agreement between Fort Bend County and the Metropolitan Transit Authority (METRO) for Job Access/Reverse Commute and New Freedom Project to extend the contract expiration date, and revise the budget to include an additional \$26,765 in local match. (Fund: Public Transportation)

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

38. PURCHASING:

A. Take all appropriate action on Bid 20-023 for the purchase of vehicles.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to award Bid 20-023 for the purchase of vehicles to low bidder per vehicle.

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

November 5, 2019

Item 38 continued - Purchasing:

- B. Take all appropriate action on request to authorize the purchase of vehicles pursuant to Bid 20-023 as indicated on Purchasing Agent's form and authorized in the FY 20 budget process. (Fund: General Fund, Advance Funding Resolution)**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to approve request to authorize the purchase of vehicles pursuant to Bid 20-023 as indicated on Purchasing Agent's form and authorized in the FY 20 budget process. (Fund: General Fund, Advance Funding Resolution)

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

- C. Take all appropriate action on request to authorize the purchase of vehicles for the Drainage District pursuant to Bid 20-023 as indicated on Purchasing Agent's form and authorized in the FY 20 budget process. (Fund: General Fund, Advance Funding Resolution)**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to approve request to authorize the purchase of vehicles for the Drainage District pursuant to Bid 20-023 as indicated on Purchasing Agent's form and authorized in the FY 20 budget process. (Fund: General Fund, Advance Funding Resolution)

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

- D. Take all appropriate action on request to purchase one (1) John Deere dozer for the Drainage District from Doggett, utilizing Buy Board Contract Number 515-16 for an amount not to exceed \$150,188.23. (Fund: General Fund, Advance Funding Resolution)**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to approve request to purchase one (1) John Deere dozer for the Drainage District from Doggett, utilizing Buy Board Contract Number 515-16 for an amount not to exceed \$150,188.23. (Fund: General Fund, Advance Funding Resolution)

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

November 5, 2019

Item 38 continued - Purchasing:**E. Take all appropriate action on request to purchase six (6) buses for Public Transportation from Texas Bus Sales, pursuant to RFP 17-044. (Fund: Public Transportation Grant)**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to approve request to purchase six (6) buses for Public Transportation from Texas Bus Sales, pursuant to RFP 17-044. (Fund: Public Transportation Grant)

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

F. Take all appropriate action to consider granting an exemption to the competitive bid process, as authorized by Local Government Code §262.024 (a)(7) for the purchase of an item available from only one source, for website service to access and download digital content materials from OverDrive, Inc., in an amount not to exceed \$124,000 for FY 2020. (Fund: Library)

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to grant an exemption to the competitive bid process, as authorized by Local Government Code §262.024 (a)(7) for the purchase of an item available from only one source, for website service to access and download digital content materials from OverDrive, Inc., in an amount not to exceed \$124,000 for FY 2020. (Fund: Library)

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

G. Take all appropriate action on Bid 19-071, term contract for Language and Sign Language Interpreting Services.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to award Bid 19-071, term contract for Language and Sign Language Interpreting Services to all bidders meeting specifications.

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

November 5, 2019

Item 38 continued - Purchasing:**H. Take all appropriate action on Bid 20-024, term contract for Vehicle Graphics.**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to award Bid 20-024, term contract for Vehicle Graphics to the only bidder, OnSiteDecals, LLC.

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

I. Take all appropriate action on Amendment to Project Management Agreement between Fort Bend County and RPS Infrastructure, Inc., to increase the contract by \$187,000 for a total contract amount not to exceed \$1,187,000, pursuant to SOQ 14-025, regarding project management services for 2017 Mobility Bond Projects within Precinct 2. (Fund: 2017 Mobility Bonds)

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Amendment to Project Management Agreement between Fort Bend County and RPS Infrastructure, Inc., to increase the contract by \$187,000 for a total contract amount not to exceed \$1,187,000, pursuant to SOQ 14-025, regarding project management services for 2017 Mobility Bond Projects within Precinct 2. (Fund: 2017 Mobility Bonds)

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

J. Take all appropriate action to consider granting an exemption to the competitive bid process as authorized by Local Government Code Section 262.024 (a)(7) for the purchase of an item available from only one source, for West Proflex online services from Thomson Reuters for Law Library, in an amount not to exceed \$97,332.69 effective November 1, 2019 through October 31, 2020. (Fund: Law Library)

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to grant an exemption to the competitive bid process as authorized by Local Government Code Section 262.024 (a)(7) for the purchase of an item available from only one source, for West Proflex online services from Thomson Reuters for Law Library, in an amount not to exceed \$97,332.69 effective November 1, 2019 through October 31, 2020. (Fund: Law Library)

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

November 5, 2019

Item 38 continued - Purchasing:

- K. Take all appropriate action to consider granting an exemption to the competitive bid process, as authorized by Local Government Code §262.024(a)(7) for the purchase of an item available from only one source, for audiovisual shelf ready materials and digital media from Midwest Tape for the Library System, in an amount not to exceed \$378,000 for FY 2020. (Fund: Library)**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
 Duly put and unanimously carried (5-0), it is ordered to grant an exemption to the competitive bid process, as authorized by Local Government Code §262.024(a)(7) for the purchase of an item available from only one source, for audiovisual shelf ready materials and digital media from Midwest Tape for the Library System, in an amount not to exceed \$378,000 for FY 2020. (Fund: Library)

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

- L. Take all appropriate action to consider granting an exemption to the competitive bid process as authorized by Local Government Code §262.024(a)(7) for the purchase of an item available from only one source for software maintenance and license agreement from VOTEC Corporation and take action on Fourth Renewal to VOTEC Software License and Maintenance Agreement in an amount not to exceed \$129,694.47, effective through September 30, 2020. (Fund: Elections)**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
 Duly put and unanimously carried (5-0), it is ordered to grant an exemption to the competitive bid process as authorized by Local Government Code §262.024(a)(7) for the purchase of an item available from only one source for software maintenance and license agreement from VOTEC Corporation and take action on Fourth Renewal to VOTEC Software License and Maintenance Agreement in an amount not to exceed \$129,694.47, effective through September 30, 2020. (Fund: Elections)

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

November 5, 2019

39. RISK MANAGEMENT:

Take all appropriate action on renewal of supplement medical coverage for retirees aged 65 years and over by TransAmerica Premier Life Insurance Company through the Texas Association of Counties Health and Employee Benefits Pool, and accept premium rates for the 2020 plan year to be effective January 1, 2020; authorize County Judge to execute member contract designations.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to approve renewal of supplement medical coverage for retirees aged 65 years and over by TransAmerica Premier Life Insurance Company through the Texas Association of Counties Health and Employee Benefits Pool, and accept premium rates for the 2020 plan year to be effective January 1, 2020; authorize County Judge to execute member contract designations.

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

40. Approve Bills.

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve bills (although incorrectly stated during the meeting as \$6,952,714.26) in the amount of \$16,952,714.26, as properly reflected in the Approved Bills form submitted to Commissioners Court for action.

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

41. Ratify the release of time-sensitive disbursements on October 31, 2019.

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to ratify the release of time-sensitive disbursements on October 31, 2019 in the amount of \$2,909,998.90.

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

Recess:

Recessed at 1:39 p.m.

42. 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. Claim by Jonathan Rodgers, Date of Loss July 17, 2019.**
 - 3. Case No. 4:12-CV-00131; Lois Davis vs. Fort Bend County, Texas; In the United States District Court for the Southern District of Texas, Houston Division.**
 - 4. Cause No. 19-DCV-263509 – County of Fort Bend, Texas v. Purdue Pharma, LP, et al.**
 - 5. Cause No. 17-CCV-060891 - Fort Bend County, Texas vs Stuart Henderson, et al; Katy-Flewellen Drainage Ditch, Parcel 22, Mobility Bond Project No. 13316, Precinct 3.**
- B. § 551.072. Deliberation Regarding Real Property. Commissioners Court will meet in Closed Session to deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.**

Acquisition of Real Property for Elections Administration Building.

- C. § 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, Community Development Director.**
 - 2. Annual Evaluation, Director of Facilities Management & Planning.**

Closed Session:

Convened at 1:56 p.m.
Adjourned at 2:45 p.m.

Reconvene:

Reconvened at 2:47 p.m.

November 5, 2019

43. 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.**

No action.

- 2. Claim by Jonathan Rodgers, Date of Loss July 17, 2019.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
 Duly put and unanimously carried (5-0), it is ordered to approve and accept the full and final settlement agreement recommended by the County Attorney and to approve such terms and provisions for the full and final settlement of all claims by Jonathan Rodgers, Date of Loss 07/17/2019.

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

- 3. Case No. 4:12-CV-00131; Lois Davis vs. Fort Bend County, Texas; In the United States District Court for the Southern District of Texas, Houston Division.**

No action.

- 4. Cause No. 19-DCV-263509 – County of Fort Bend, Texas v. Purdue Pharma, LP, et al.**

No action.

- 5. Cause No. 17-CCV-060891 - Fort Bend County, Texas vs Stuart Henderson, et al; Katy-Flewellen Drainage Ditch, Parcel 22, Mobility Bond Project No. 13316, Precinct 3.**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
 Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to pay to the Landowners a negotiated settlement in Cause No. 17-CCV-060891 - Fort Bend County, Texas V. Stuart M. Henderson, et al in the amount of \$120,000 with credit for the amount previously paid to the Landowners of \$103,071 leaving a balance of \$16,929 and further; that the County Judge and/or the County Attorney be authorized to execute and deliver any and all associated settlement documents, pleadings and related instruments to effectuate such settlement. Account# 762622888 64500 p622-14katyflew 3200 be designated as the funding source.

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

November 5, 2019

Item 43 continued - Reconvene Open Session:

B. § 551.072. Deliberation Regarding Real Property.

Acquisition of Real Property for Elections Administration Building.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to authorize Director of Facilities and County
Attorney to negotiate a lease of facilities for Election Administrative Operations and authorize the
County Judge to execute all necessary documents. Funding Contingency

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

C. § 551.074. Personnel Matters.

1. Annual Evaluation, Community Development Director.

Completed review of the annual evaluation with the Community Development Director.

2. Annual Evaluation, Director of Facilities Management & Planning.

Completed review of the annual evaluation with the Director of Facilities Management & Planning.

44. Adjournment.

Commissioners Court adjourned at 2:51 p.m. on Tuesday, November 5, 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

CSJ #	0543-06-006
District #	12-Houston
Code Chart 64 #	50080
Project Name	FM 762 at Austin/Front Street Intersection

**ATTACHMENT B
PROJECT LOCATION MAP**



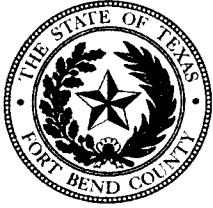
CSJ #	0543-06-006
District #	12-Houston
Code Chart 64 #	50080
Project Name	FM 762 at Austin/Front Street Intersection

**ATTACHMENT C
LOCAL ON-SYSTEM IMPROVEMENT PROJECT BUDGET
(Locally Funded and Performed Project)**

The Local Government is responsible for 100% of the costs allocated to it as described below, including overruns.

Description	Estimated Costs	Subtotals
PROJECT PHASES: Work performed by the Local Government or its Consultant or Contractor		
Environmental	\$0	
Right of Way	\$0	
Engineering	\$370,000	
Utility Work	\$0	
Construction	\$2,900,000	
Subtotal for Project Phases		\$3,270,000
DIRECT STATE COSTS:	Paid By: <input checked="" type="checkbox"/> Local Government <input type="checkbox"/> State	
Environmental	\$300	
Right of Way	\$100	
Engineering	\$4,500	
Utility Work	\$100	
Construction	\$15,000	
Subtotal for Direct State Costs		\$20,000
INDIRECT STATE COSTS:	Paid By: <input type="checkbox"/> Local Government <input checked="" type="checkbox"/> State	
Subtotal for Indirect State Costs		\$904
TOTAL ESTIMATED COST OF PROJECT		\$3,290,904

\$20,000	Fixed price amount of payment by the Local Government to the State for the State's direct and indirect costs as stated in Article 3, C and D of the Agreement.
-----------------	--



Fort Bend County Engineering
FORT BEND COUNTY, TEXAS

J. Stacy Slawinski, P.E.
County Engineer

MEMORANDUM

October 22, 2019

TO: Members of the Commissioners Court
RE: Agreement with TxDOT
FM 762 at Front Street, Mobility Project No. x18

This agreement will be funded from the Old Needville-Fairchilds Project No. 17109.

No.	Project	Proposed Fee
17109	Old Needville-Fairchilds	\$1,881,000
TOTAL:		\$1,881,000