

DRAINAGE DISTRICT BOARD MINUTES

DUE TO EMERGENCY CONDITIONS, THIS MEETING WAS CONDUCTED BY TELEPHONE AND/OR VIDEO CONFERENCE

BE IT REMEMBERED, That on this 25TH DAY of AUGUST, 2020, The Drainage District Board of Fort Bend County, Texas, met at a scheduled meeting with the following present:

KP GEORGE	COUNTY JUDGE
GRADY PRESTAGE	COMMISSIONER PRECINCT 2
ANDY MEYERS	COMMISSIONER PRECINCT 3
KEN R. DEMERCHANT	COMMISSIONER PRECINCT 4
LAURA RICHARD	COUNTY CLERK
MARK VOGLER	DRAINAGE DISTRICT MANAGER

A roll call of the Commissioners was called by Laura Richard, County Clerk with Commissioner Morales absent. In addition, other ancillary attendees were confirmed to be present.

Office of the County Attorney - Marcus Spencer
County Auditor - Ed Sturdivant
Director of Finance & Investments - Pamela Gubbels

When the following were heard and the following orders were passed:

1. Call to Order.

Call to Order by Judge KP George at 2:38 p.m.

2. Approve minutes of meeting held on August 11, 2020.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (4-0), it is ordered to approve minutes of meeting held on August 11, 2020.

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

3. Authorize advertising for bids for Emergency Watershed Protection – Oyster Creek Channel Bank Stabilization Phase I.

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
Duly put and unanimously carried (4-0), it is ordered to authorize advertising for bids for
Emergency Watershed Protection – Oyster Creek Channel Bank Stabilization Phase I.

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

4. Authorize advertising for bids for clearing and vegetation removal along Long Point Creek.

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and unanimously carried (4-0), it is ordered to authorize advertising for bids for
clearing and vegetation removal along Long Point Creek.

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

5. Record into Minutes submission of 2020 Tax Year Appraisal Roll and Corrected New Property Value for the Fort Bend County Drainage District.

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (4-0), it is ordered to record into Minutes submission of 2020
Tax Year Appraisal Roll and Corrected New Property Value for the Fort Bend County Drainage
District.

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

6. **Take all appropriate action on request to rescind the action taken on August 11, 2020, Agenda Item No. 4 to propose the 2020 Tax Rate for Fort Bend County Drainage District, propose the 2020 Tax Rate as follows, and take a record vote:**

Proposed Drainage District Maintenance Tax Rate	\$0.013000
Proposed Interest & Sinking Fund Tax Rate	\$0.004331
Total Proposed Tax Rate	\$0.017331

Moved by Commissioner Prestage, Seconded by Commissioner DeMerchant
 Duly put and carried (3-1), it is ordered, by record vote, the action to propose a tax rate on August 11, 2020 be rescinded, and that the property tax rate be increased by the adoption of a tax rate of \$0.0130 for the Drainage Maintenance & Operation Fund and \$0.004331 for the Drainage Interest & Sinking fund for a total Drainage Tax Rate of \$0.017331, which is effectively a 23.66 percent increase in the tax rate.

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

MOTION PASSES

Ed Sturdivant, County Auditor stated this authorization was voted in by the voters in 2019. The County would not want to defer the Drainage projects, approved by the voters.

7. **Take all appropriate action to reschedule and set public hearing on the proposal to increase the 2020 Tax Rate for Fort Bend County Drainage District, initially set to be conducted on Tuesday, September 8, 2020 at 1:00 p.m. to Tuesday, September 22, 2020 at 1:00 p.m.; hearing will be conducted in person in the Commissioners Courtroom on the second floor of the Fort Bend County Courthouse at 401 Jackson Street in Richmond, Texas. If an order is issued at the state, local or federal level that limits or prohibits in-person gatherings, the hearing will be conducted remotely by videoconference.**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
 Duly put and unanimously carried (4-0), it is ordered to reschedule and set public hearing on the proposal to increase the 2020 Tax Rate for Fort Bend County Drainage District, initially set to be conducted on Tuesday, September 8, 2020 at 1:00 p.m. to Tuesday, September 22, 2020 at 1:00 p.m.; hearing will be conducted in person in the Commissioners Courtroom on the second floor of the Fort Bend County Courthouse at 401 Jackson Street in Richmond, Texas. If an order is issued at the state, local or federal level that limits or prohibits in-person gatherings, the hearing will be conducted remotely by videoconference.

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

- 8. Take all appropriate action to reschedule and set public hearings for the FY 2021 Proposed Budget for Fort Bend County Drainage District initially set to be conducted on Thursday, September 3, 2020 at 5:30 p.m. and on Tuesday, September 8, 2020 at 1:00 p.m. to Monday, September 21, 2020 at 5:30 p.m. and on Tuesday, September 22, 2020 at 1:00 p.m.; hearings will be conducted in person in the Commissioners Courtroom on the second floor of the Fort Bend County Courthouse at 401 Jackson Street in Richmond, Texas. If an order is issued at the state, local or federal level that limits or prohibits in-person gatherings, the hearings will be conducted remotely by videoconference.**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (4-0), it is ordered to reschedule and set public hearings for the FY 2021 Proposed Budget for Fort Bend County Drainage District initially set to be conducted on Thursday, September 3, 2020 at 5:30 p.m. and on Tuesday, September 8, 2020 at 1:00 p.m. to Monday, September 21, 2020 at 5:30 p.m. and on Tuesday, September 22, 2020 at 1:00 p.m.; hearings will be conducted in person in the Commissioners Courtroom on the second floor of the Fort Bend County Courthouse at 401 Jackson Street in Richmond, Texas. If an order is issued at the state, local or federal level that limits or prohibits in-person gatherings, the hearings will be conducted remotely by videoconference.

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

- 9. Take all appropriate action on RFP 20-097 for Engineering Services for the Brazos River Project for Fort Bend County Drainage District.**

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
Duly put and unanimously carried (4-0), it is ordered to negotiate RFP 20-097 for Engineering Services for the Brazos River Project for Fort Bend County Drainage District with the most highly qualified respondent, Huitt-Zollars, Inc.

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

- 10. Take all appropriate action on Amendment to Agreement for Professional Engineering Services between Fort Bend County and M&E Consultants, LLC pursuant to RFQ 19-076 regarding Emergency Watershed Protection Program for Oyster Creek, Phase I, to extend the time of performance through February 2, 2021, with no change in compensation, Project Number 2017 48157 FBDD-005.**

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
Duly put and unanimously carried (4-0), it is ordered to approve Amendment to Agreement for Professional Engineering Services between Fort Bend County and M&E Consultants, LLC pursuant to RFQ 19-076 regarding Emergency Watershed Protection Program for Oyster Creek, Phase I, to extend the time of performance through February 2, 2021, with no change in compensation, Project Number 2017 48157 FBDD-005.

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

- 11. Take all appropriate action on Amendment to Agreement for Professional Engineering Services between Fort Bend County and M&E Consultants, LLC pursuant to RFQ 19-077 regarding Emergency Watershed Protection Program for Oyster Creek, Phase II, to extend the time of performance through June 21, 2021, with no change in compensation, Project Number 2017 48157 FBDD-005.**

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
Duly put and unanimously carried (4-0), it is ordered to approve Amendment to Agreement for Professional Engineering Services between Fort Bend County and M&E Consultants, LLC pursuant to RFQ 19-077 regarding Emergency Watershed Protection Program for Oyster Creek, Phase II, to extend the time of performance through June 21, 2021, with no change in compensation, Project Number 2017 48157 FBDD-005.

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

- 12. Take all appropriate action on request to purchase a vehicle, pursuant to Bid 20-023 as indicated on Purchasing Agent's form and authorized in the FY 2020 budget process. (Fund: Insurance/Advance Funding Resolution)**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (4-0), it is ordered to approve request to purchase a vehicle, pursuant to Bid 20-023 as indicated on Purchasing Agent's form and authorized in the FY 2020 budget process. (Fund: Insurance/Advance Funding Resolution)

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

- 13. Take all appropriate action on Change Order No. 2 to the Agreement between Fort Bend County and Shirley & Sons Construction Company Inc. pursuant to Bid 20-078, for additional services in the amount of \$129,177 for a total amount not to exceed \$6,594,479.68, and to extend the completion date by thirty calendar days for the Emergency Watershed Protection - WillowFork of Buffalo Bayou Channel Bank Stabilization Project, Phase 4. (Fund: Harvey FEMA and General Fund)**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (4-0), it is ordered to approve Change Order No. 2 to the Agreement between Fort Bend County and Shirley & Sons Construction Company Inc. pursuant to Bid 20-078, for additional services in the amount of \$129,177 for a total amount not to exceed \$6,594,479.68, and to extend the completion date by thirty calendar days for the Emergency Watershed Protection - WillowFork of Buffalo Bayou Channel Bank Stabilization Project, Phase 4. (Fund: Harvey FEMA and General Fund)

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

Recess:

Recessed at 2:48 p.m.

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

§ 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.

Annual Evaluation, Chief Engineer Drainage District.

August 25, 2020

Closed Session:

Convened at 3:30 p.m.
Adjourned at 4:04 p.m.

Reconvene:

Reconvened at 4:09 p.m.

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

§ 551.074. Personnel Matters.

Annual Evaluation, Chief Engineer Drainage District.

The Commissioners Court conducted an annual evaluation for the Chief Engineer, Drainage District.

16. Adjournment.

The Drainage District Board adjourned at 4:10 p.m. on Tuesday, August 25, 2020.

Moved by Commissioner Meyers,
to adjourn.



I attest to the accuracy of the foregoing minutes.

Laura Richard, County Clerk, Fort Bend County, Texas