

May 12, 2020

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
SECOND FLOOR, FORT BEND COUNTY COURTHOUSE
401 JACKSON STREET, RICHMOND, TEXAS
TUESDAY, MAY 12, 2020
1:00 P.M.
AGENDA**

1. Call to Order.
2. Invocation and Pledges of Allegiance by Commissioner Grady Prestage.
3. Approve minutes of regular meeting held on May 5, 2020.
4. Public Comments regarding the Agenda and Announcements.
5. PUBLIC HEARINGS: 1:00 p.m.: Conduct Public Hearings and take all appropriate action on the following matters:
 - A. Acceptance of the traffic control plan for Mission Bend Section 6 for the addition of “No Parking” signs on Sierra Valle Drive, Precinct 2.
 - B. Acceptance of the traffic control plan for Jordan Ranch Section 16, Precinct 3.

CONSENT AGENDA ITEMS 6 - 17:

6. **COUNTY JUDGE:**
 - A. **Record into Minutes the Comprehensive Annual Financial Report for the year ending December 31, 2019, as prescribed by Health & Safety Code, Section 775.082 for Fort Bend County Emergency Services District No. 6.**
 - B. **Record into Minutes the Comprehensive Annual Financial Report for the year ending December 31, 2019 as prescribed by Health & Safety Code, Section 775.082 for Fort Bend County Emergency Services District No. 8.**

7. **AUDITOR:**

- A. **Accept Monthly Financial Report prepared by County Auditor for the eleven months ended August 31, 2019, pursuant to Local Government Code Section 114.023.**
- B. **Accept Monthly Financial Report prepared by County Auditor for the twelve months ended September 30, 2019, pursuant to Local Government Code Section 114.023.**

8. **ENGINEERING-PAYMENTS:**

- A. **Approve correction to Agenda Item 21B approved by Commissioners Court on April 7, 2020 so it reads: Take all appropriate action on Advance Funding Agreement between Fort Bend County and Texas Department of Transportation in an estimated amount of \$5,688,000 regarding FM 521 (south), Mobility Bond Project No. 17111, Precinct 1. (Fund: FM 521 Project Account)**
- B. **Approve correction for Agenda Item 20C approved by Commissioners Court on April 14, 2020 so it reads: Take all appropriate action on Advance Funding Agreement between Fort Bend County and Texas Department of Transportation in an estimated amount of \$8,130,000 regarding Grand Parkway (SH 99) Frontage Roads Segment 1, Mobility Bond Project No. 17303, Precinct 3. (Fund: Mobility Bonds)**
- C. **Record into minutes a correction to Agenda Item 11G from Commissioners Court on April 28, 2020, to correct the amount so it reads: Approve payment of Invoice No. 202005261 in the amount of \$1,555.00 to Berg-Oliver Associates, Inc. for professional environmental services regarding Lake Olympia, Segment 2, Mobility Bond Project No. 13217x, Precincts 1 and 2. (Fund: Mobility Bonds)**
- D. **Approve payment of Invoice No. H013353 in the amount of \$6,047.00 and Invoice No. H013427 in the amount of \$6,677.00 to Raba Kistner Consultants, Inc. for construction materials observation and testing services regarding Various Roads in Arcola, Mobility Bond Project No. 17120x, Precinct 1. (Fund: Mobility Bonds)**
- E. **Approve payment of Invoice No. 80630 in the amount of \$23,531.37 to R.G. Miller Engineers, Inc. for professional engineering services regarding Ransom Road, Mobility Bond Project No. 17102, Precinct 1. (Fund: Mobility Bonds)**

- F. Approve payment of Invoice No. U2770-07 in the amount of \$13,169.00 to S&B Infrastructure, Ltd. for professional engineering services regarding Old Needville-Fairchilds, Mobility Bond Project No. 17108, Precinct 1. (Fund: Mobility Bonds)
 - G. Approve payment of Invoice No. 16 in the amount of \$6,300.00 to The Guess Group, Inc. for property acquisitions services regarding 2017 Mobility Bond Projects within Precinct 2. (Fund: Right of Way)
 - H. Approve payment of Invoice No. 56 in the amount of \$8,835.00 to Schaumburg & Polk, Inc. for project management services regarding 2013 Mobility Bond Projects within Precincts 1, 2, 3 and 4. (Fund: Mobility Bonds)
 - I. Approve payment of Invoice No. 17CM01-13 in the amount of \$45,127.50 to Isani Consultants, L.P. for professional construction management services regarding Mobility Projects, Precinct 1,2,3, and 4. (Fund: Mobility Bonds)
 - J. Approve payment of Invoice No. 25 in the amount of \$19,290.00 to Schaumburg & Polk, Inc. for project management services regarding 2017 Mobility Bond Projects within Precinct 3. (Fund: Mobility Bonds)
 - K. Approve payment of Invoice No. 3346 in the amount of \$88,906.19 to CivilCorp LLC for professional engineering services regarding McCrary Road, Mobility Bond Project No. 17313x, Precinct 3. (Fund: Mobility Bonds)
 - L. Approve payment of Invoice No. 9286R1 in the amount of \$22,177.78 to Aguirre & Fields for professional engineering services regarding Greenbusch Road, Mobility Bond Project No. 13312, Precinct 3. (Fund: 2013 Mobility Bonds)
9. **ENGINEERING-PERMITS:**
- A. Approve permit application from M2E3, LLC to install driveway on Rabbs Prairie Road, Permit No. 2020-34064, Precinct 1.
 - B. Approve permit application from First American Homes, Ltd. to install driveway at 7602 Kovar Road, Permit No. 2020-35193, Precinct 1.
 - C. Approve permit application from Hurtado Construction Company to install a residential street connection to Ricefield Road, Permit No. 2020-34786, Precinct 1.

- D. Approve permit application from CEMEX Construction Materials Houston, LLC/ESDM INC. to install a temporary driveway at 17820 Madden Road, Permit No. 2020-35192, Precinct 3.
 - E. Approve release of performance bond to Camilo Properties, Ltd./Morris + Associates for completion of driveways at 16801 Bissonnet Street, Permit No. 2019-30740, Precinct 3.
 - F. Approve permit application from CenterPoint Energy Resources Corp. d/b/a Texas Gas Operations to install a gas line along West Bellfort, Permit No. 2020-34682, Precinct 4.
 - G. Approve permit application from A & A Development Inc/Kings Construction to install two driveways and a left-turn lane at 16123 West Bellfort, Permit No. 2020-34921, Precinct 4.
 - H. Approve release of performance bond to Joe I. Salvide dba Joe Salvide Paving Contractor for completion of two driveways along Hagerson Road, Permit No. 2019-27859, Precinct 4.
 - I. Approve permit application from Crain Group, L.L.C. to install a driveway at 8921 Harlem Road, Permit No. 2019-30897, Precinct 4.
 - J. Approve permit application from VIP Fund II, LLC to install a driveway at 19311 West Bellfort, Permit No. 2020-34468, Precinct 4.
10. **ENGINEERING-DEVELOPMENT:**
- A. Approve the plat for the roads within Tamarron, Section 12, Precinct 3.
 - B. Approve the plat for the reserves within Tamarron, Section 12, Precinct 3.
 - C. Set public hearing for acceptance of the traffic control plan for Hagerson Road Street Dedication Phase One and Hagerson Road Street Dedication Phase Two, Precinct 4. *(Tuesday, June 9, 2020, at 1:00 p.m.)*
 - D. Set public hearing for acceptance of the traffic control plan for Golden Acres Subdivision, Precinct 1. *(Tuesday, June 9, 2020, at 1:00 p.m.)*

11. **FACILITIES MANAGEMENT & PLANNING:** The Director of Facilities Management & Planning submits these invoices for approval and payment for projects that are funded by 2015 Facility Bonds and by General Fund through Advance Funding Resolution:

- A. Pay Application No. 8 in the amount of \$409,205.25 to Teal Construction for construction services regarding the Missouri City Gym Project;
- B. Pay Application No. 5 in the amount of \$80,100.00 to Apex Consulting Group, for design/build services regarding the Medic 6 EMS Facility Improvements.

12. **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:

Social Services: Accept grant funds in the amount of \$125,000 from The Henderson-Wessendorff Foundation, to support relief efforts during the COVID-19 pandemic, specifically to assist qualified Fort Bend County residents with rent/mortgage, utilities, and daycare assistance.

13. **HEALTH & HUMAN SERVICES:**

Clinical Health Services: Approve Amendment No. 1 to Contract No. HHS000436300012 between Texas Department of State Health Services and Fort Bend County to revise the scope of work regarding the disease surveillance and epidemiology program effective through August 31, 2021.

14. **PARKS & RECREATION:**

- A. Approve payment of Invoice No 11529 in the amount of \$4,018.00 to Ward, Getz & Associates, PLLC for preparation of the as-built water well application to Texas Commission on Environmental Quality regarding the Freedom Park water well, Precinct 3. (Fund: 2015 Facilities Bond, Proposition 1)
- B. Approve payment of Invoice No. AP020-008 in the amount of \$10,500.00 to Apex Consulting Group for side walk construction at Harlem Park Sports Fields, Precinct 3. (Fund: 2015 Facilities Bond, Proposition 1)
- C. Approve payment of Invoice No.1234 in the amount of \$3,904.00 to Rellim Well Service, LLC for well testing and analysis on existing well at Daily Park, in compliance with Texas Commission on Environmental Quality requirements, Precinct 3. (Fund: 2015 Facilities Bond, Proposition 1)

15. **PUBLIC TRANSPORTATION:**

- A. **Approve payment of Invoice No. 9084376358 in the amount of \$6,429.96 to Cintas for the first aid supplies regarding the Transit Center, Mobility Bond Project No. 13406. (Fund: 2013 Mobility Fund)**
- B. **Approve payment of Invoice No. 9084358476 in the amount of \$25.70 to Cintas for the first aid supplies regarding the Transit Center, Mobility Bond Project No. 13406. (Fund: 2013 Mobility Fund)**
- C. **Approve payment of Invoice No. 5015577972 in the amount of \$1,002.26 to Cintas for the first aid supplies regarding the Transit Center, Mobility Bond Project No. 13406. (Fund: 2013 Mobility Fund)**

16. **PURCHASING:**

Authorize advertising for bids for construction of Humphrey Way Roadway and Drainage Improvements from Braxton Road to Texas 541 Loop for Mobility Bond Project x9.

17. **TAX ASSESSOR/COLLECTOR:**

- A. **Approve and record into Minutes the Bonds of Laura Gutowsky as Chief Deputy Tax Assessor-Collector for a term of one year effective April 28, 2020.**
 - B. **Approve refunds over \$500 detailed in Tax Assessor/Collector's report submitted on May 5, 2020 for an amount totaling \$8,669.26 for the Office of Carrie Surratt.**
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18. COUNTY JUDGE:

- A. Take all appropriate action on First Amendment to Tax Abatement Agreement between Fort Bend County and AP Solar 2, LLC, to modify dates regarding the project located in Reinvestment Zone No. 24, Precinct 1.
- B. Take all appropriate action on request by Fort Bend County Emergency Services District No. 1 for an extension of thirty days for filing the 2019 District Audit report due by June 1, 2020, pursuant to Health & Safety Code Section 775.082.

19. AUDITOR:

Take all appropriate action on initial priorities to be funded by the CARES Act Local Government Assistance allocation, and authorize the Auditor to begin the distribution process with input from the Advisory Team and Commissioners Court.

20. COMMUNITY DEVELOPMENT:

Take all appropriate action on the Substantial Amendment to the FY 2019 Consolidated Annual Action Plan to include special Emergency Solutions Grant Program funds in the amount of \$936,303 authorized by the Coronavirus Aid, Relief, and Economic Security Act to mitigate the impacts of COVID-19.

21. COUNTY ATTORNEY:

- A. Take all appropriate action on request to purchase Parcel 6 in the amount of \$240,725.95 plus other necessary costs, and authorize the County Judge to sign all closing documents, regarding the parcel for OEM Expansion Project, Precinct 1.
- B. Take all appropriate action on request to fund relocation supplement in the amount of \$66,419 plus necessary costs, and authorize County Judge to sign all closing documents regarding Parcel 3 of the OEM Expansion Project, Precinct 1. (Fund: Advance Funding Resolution)

22. ENGINEERING:

- A. Take all appropriate action on request for variance to the block length requirements as stated in Section 5.5.A.2, of the Fort Bend County Regulations of Subdivisions for Tamarron, Section 38 on behalf of D. R. Horton-Texas Ltd., Precinct 3.
- B. Take all appropriate action on plat for the roads within Tamarron, Section 38, Precinct 3.
- C. Take all appropriate action on plat for the reserves within Tamarron, Section 38, Pct. 3.

23. HEALTH & HUMAN SERVICES:

- A. Animal Services: Take all appropriate action on request to ratify application to Maddie's Fund for their Pet Care Stimulus Grant in the amount of \$2,500 for foster program needs in the wake of COVID-19.
- B. Animal Services: Take all appropriate action on request to ratify application to Adopt-a-Pet.com for their COVID-19 Emergency Grant in the amount of \$2,000 for expanded foster care and other needs in the wake of COVID-19.
- C. Social Services: Take all appropriate action on application to The Alliance of Community Assistance Ministries for participation in the National Emergency Food and Shelter Program, Phase CARES in the amount of \$751,930 to supplement the County's existing Public Assistance Program.

24. HUMAN RESOURCES:

- A. Take all appropriate action on requests by various elected officials and departments to fill positions during the hiring freeze, as detailed in report submitted by Director of Human Resources.
- B. Take all appropriate action on requests by various elected officials and departments to post job openings during the hiring freeze, as detailed in report submitted by Director of Human Resources.

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- C. Take all appropriate action on amendment to include the Coronavirus Aid, Relief, and Economic Security (CARES) Act provisions as presented by Nationwide Retirement Solutions as it pertains to the Fort Bend County's 457(b) Deferred Compensation Plan, and authorize County Judge to execute all documents necessary to implement this change.

25. PUBLIC TRANSPORTATION:

Take all appropriate action on Application to Texas Department of Transportation for CARES Act Rural Federal funds in the amount of \$500,080 with no local match required, for assistance with transportation programs, including grantor's request for submittal of additional information.

26. PURCHASING:

- A. Take all appropriate action on Bid 20-068 for demolition services regarding Disaster Relief Program DR 4269-0006 and DR 4269-0007.
- B. Take all appropriate action on RFP 20-069 for Redundant Ethernet Services.
- C. Take all appropriate action on Bid 20-080 for Concrete Slab Resurfacing.
- D. Take all appropriate action on Agreement for Arbitrage Rebate Compliance Services between Fort Bend County and Arbitrage Compliance Services, Inc. pursuant to SOQ 04-029 in an amount not to exceed \$22,500 effective through September 30, 2020. (Fund: Non-Departmental, Fees)
- E. Take all appropriate action on Change Order No. 4 to the Agreement between Fort Bend County and Mar-Con Services, LLC to increase the scope of services by \$12,619.34 for a total contract amount not to exceed \$1,670,781.99, and to extend the contract time until July 2, 2018, pursuant to Bid No. 17-077 regarding Ladonia Street, Mobility Bond Project No. 13107, Precinct 1. (Fund: Mobility Bonds)
- F. Take all appropriate action on Change Order No. 4 to the Agreement between Fort Bend County and Allgood Construction Company, Inc. to increase the scope of services by \$155,443.17 for a total contract amount not to exceed \$7,413,105.75, pursuant to Bid 18-069 regarding Gaston Road Segment 1, Mobility Bond Project No. 13311, Precinct 3. (Fund: Mobility Bonds)

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- G. Take all appropriate action on Agreement for Construction Materials Testing Services between Fort Bend County and Geotest Engineering, Inc. in an amount not to exceed \$35,995 pursuant to SOQ 14-025 regarding Mason Road, Mobility Bond Project No. 17405, Precinct 4. (Fund: Mobility Bonds)

27. SHERIFF'S OFFICE:

Take all appropriate action on Application for Federal Assistance for grant funds in the amount of \$1,632,546 for the High Intensity Drug Trafficking Area program for use through December 31, 2021.

28. Approve Bills.

- 29. Authorize County Auditor to pay and release time-sensitive disbursements on May 21, 2020, to be ratified by Commissioners Court on May 26, 2020.

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

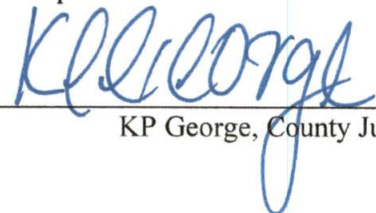
§ 551.071. Consultation With Attorney. Commissioners Court will meet in Closed Session to seek the advice of its attorney about pending or contemplated litigation; a settlement offer; or on a matter in which the duty of the attorney to Commissioners Court under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Texas Government Code Chapter 551.

- A. Cause No. 19-CCV-064529; Fort Bend County, Texas v Minnie Thomas and/or The Unknown Heirs, Successors, and Assigns of Minnie Thomas, et al; South Post Oak Project - Parcel 31, Precinct 1.
- B. State and Federal litigation regarding voting by mail.

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31. Reconvene Open Session and consider taking action on the following matters:
- § 551.071. Consultation With Attorney.
- A. Cause No. 19-CCV-064529; Fort Bend County, Texas v Minnie Thomas and/or The Unknown Heirs, Successors, and Assigns of Minnie Thomas, et al; South Post Oak Project - Parcel 31, Precinct I.
- B. State and Federal litigation regarding voting by mail.
32. Adjournment.

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



KP George, County Judge

Notice of meeting/agenda was filed with the County Clerk on Friday, May 8, 2020. An electronic version of this notice is also posted on the Fort Bend County website: www.fortbendcountytexas.gov under Commissioners Court and under Legal Notices.

In order to comply with social distancing requirements, occupancy at the meeting will be limited. The meeting is accessible by clicking "LIVE Streaming Video" in the left side bar of the Commissioners Court webpage. Any member of the public who may wish to participate with comments regarding the agenda must complete and submit a Public Participation Form no later than 10:00 a.m. on the date of that Commissioners Court meeting so that a seat may be reserved.

NOTICE

Policy of Non-Discrimination on the Basis of Disability

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

NOTICE

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

FILED FOR RECORD
NO _____ TIME 1:44 AM
MAY 08 2020