

June 9, 2020

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
SECOND FLOOR, FORT BEND COUNTY COURTHOUSE
401 JACKSON STREET, RICHMOND, TEXAS
TUESDAY, JUNE 9, 2020
1:00 P.M.**

AGENDA

1. Call to Order.
2. Invocation and Pledges of Allegiance by Commissioner Andy Meyers.
3. Approve minutes of regular meeting held on June 2, 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 Golden Acres Subdivision, Precinct 1.
 - B. Acceptance of the traffic control plan for Hagerson Road Street Dedication Phase One and Hagerson Road Street Dedication Phase Two, Precinct 4.

CONSENT AGENDA ITEMS 6-19:

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

Sheriff's Office - Enforcement: J. Cloud and T. Mangum to Abbeville, Louisiana, June 15-19, 2020, to attend K-9 training. (Fund: Sheriff, Enforcement)
7. **COUNTY JUDGE:**

Accept and record the generous donation by individual in the amount \$5,000 to be used for the Adopt-A-Family Fort Bend Program.

8. **BUDGET TRANSFERS:**

- A. **Commissioner, Precinct 3:** Approve transfer in the amount of \$83 from Property and Equipment into Information Technology to allocate funds for the purchase of flash drives.
- B. **District Clerk:** Approve transfer in the amount of \$11,000 from Supplies and Maintenance into Information Technology to allocate funds for the purchase of a replacement copier, software licenses, and refurbishment of two printers.
- C. **Engineering:** Approve transfer in the amount of \$130 from Salaries into Overtime to allocate funds into correct account for expenditure.
- D. **Facilities Maintenance & Planning:** Approve transfer in the amount of \$4,000, from Information Technology into Supplies and Maintenance to allocate funds needed for parts and maintenance for County buildings into correct accounts for expenditures.
- E. **Medical Examiner:** Approve transfer in the amount of \$2,000 from Supplies and Maintenance into Information Technology to allocate funds for the purchase of computer and related equipment.
- F. **Treasurer - Court Collections:** Approve transfer in the amount of \$104,745 as detailed on Finance Director's form dated June 1, 2020 to conclude the consolidation of the Court Collections accounting units into the Treasurer's Office accounts.

9. **COMMUNITY DEVELOPMENT:**

Set Public Hearing to receive comments from public regarding the Housing and Community Development needs of low and moderate-income persons and the FY 2020-2025 Consolidated Plan, to be conducted on Tuesday, June 23, 2020 at 1:00 pm in the Fort Bend County Commissioners Courtroom, located on the second floor at 401 Jackson Street Richmond Texas.

10. **ELECTIONS ADMINISTRATION:**

Record into minutes the Continuation Certificate for the Official Bond and Oath by John Oldham, Fort Bend County Elections Administrator, in the amount of \$20,000 effective June 18, 2020 until June 18, 2021.

11. **ENGINEERING-PAYMENTS:**

- A. **Approve correction to funding source and project description shown for Agenda Item 22E from Commissioners Court meeting June 2, 2020, so it reads: Take all appropriate action on Interlocal Agreement for Drainage Improvements between Fort Bend County and Fulshear Municipal Utility District (MUD) No. 1 in an amount not to exceed \$328,268.40 regarding Fulshear MUD No. 1 Drainage Improvements, Mobility Bond Project No. 18318x, Precinct 3. (Fund: Mobility Bonds)**
- B. **Approve payment of Invoice No. ES180724-13 in the amount of \$4,478.46 to Amani Engineering Inc. for professional engineering services regarding Intersection Improvements, Mobility Bond Project No. 17114, Precinct 1. (Fund: Mobility Bonds)**
- C. **Approve payment of Invoice No. 40662 in the amount of \$35,390.77 and Invoice No. 41052 in the amount of \$46,988.50 to Binkley & Barfield, Inc. for project management services regarding 2017 Mobility Bond Projects within Precinct 1. (Fund: Mobility Bonds)**
- D. **Approve payment of Invoice No. 41053 in the amount of \$80,570.00 to Binkley & Barfield, Inc. for professional engineering services regarding FM 521, Mobility Bond Project No. 17111, Precinct 1. (Fund: Mobility Bonds)**
- E. **Approve payment of Invoice No. 80732 in the amount of \$4,800.77 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. 31563 in the amount of \$46,687.69 to Terra Associates, Inc. for professional engineering services regarding Lake Olympia Segment 2, Mobility Bond Project No. 17201, Precincts 1 and 2. (Fund: Mobility Bonds)**
- G. **Approve payment of Invoice No. 1 in the amount of \$16,135.20 to Brian Smith Construction Inspection, Inc. for construction inspection services regarding 2017 Mobility Projects within Precincts 1, 2, 3, and 4. (Fund: Mobility Bonds)**
- H. **Approve payment of Invoice No. 14 in the amount of \$6,467.53 to Huitt-Zollars, Inc. for professional engineering services regarding Old Richmond Road, Mobility Bond Project No. 17208, Precincts 2 and 3. (Fund: Mobility Bonds)**

- I. **Approve payment of Invoice No. 0305149-0305151 in the amount of \$12,489.91 to Percheron, LLC for professional acquisition services for 2017 Mobility Projects within Precinct 3. (Fund: Right of Way)**
 - J. **Approve payment of Invoice No. 80616 in the amount of \$53,982.05 R.G. Miller Engineers, Inc. for professional engineering services regarding Beechnut Street, Mobility Bond Project No. 17410, Precincts 3 and 4. (Fund: Mobility Bonds)**
 - K. **Approve payment of Invoice No. 1 in the amount of \$239,255.10 to Wadecon, LLC regarding construction of Mason Road Left Turn Lanes, Mobility Bond Project No. 17419x, Precinct 4. (Fund: Mobility Bonds)**
 - L. **Approve payment of Invoice No. 282589 in the amount of \$6,865.00 to Cobb, Fendley & Associates, Inc. for professional engineering services regarding Clodine Road, Mobility Bond Project No. 17417, Precinct 4. (Fund: Mobility Bonds)**
 - M. **Approve payment of Invoice No. 202007457 in the amount of \$57,260.23 to LJA Engineering, Inc. for project management services regarding 2017 Mobility Bond Projects within Precinct 4. (Fund: Mobility Bonds)**
12. **ENGINEERING-PERMITS:**
- A. **Approve permit application from First America Homes, Ltd. to install a driveway at 7606 Kovar Road, Permit No. 2020-35470, Precinct 1.**
 - B. **Approve permit application from AR Turnkey Construction Company, Inc. to install a sanitary sewer line along Payne Lane, Permit No. 2020-35921, Precinct 1.**
 - C. **Approve release of performance bond to SiEnergy, L.P. for completion of a gas line installation along Sienna Parkway, Permit No. 2019-29869, Precinct 1.**
 - D. **Approve permit application from MCIMetro Access Transmission Services Corp./Eagle Eye Permitting & Design, LLC to install utility cable along Crabb River Road, Permit No. 2020-34541, Precinct 1.**
 - E. **Approve permit application from Devon Street Homes to install a driveway at 1127 Fragile Sail Court, Permit No. 2020-35683, Precinct 3.**
 - F. **Approve permit application from New Creation Concrete Paving to replace a driveway at 20019 Cape Clover Trail, Permit No. 2020-35737, Precinct 4.**

- G. **Approve permit application from ClearPave, LLC for the construction of Bryan Road Phase II, Permit No. 2020-35833, Precinct 1.**

13. **ENGINEERING-DEVELOPMENT:**

- A. **Accept the bond rider for Aliana Section 73 reducing it from \$27,183.80 to \$13,591.90, Precinct 4.**
- B. **Accept the streets in Veranda Section 17: Sutherland Bend Lane 920.00 LF and Vogel Prairie Way 50.00 LF for a total of 970.00 LF and release the bond in the amount of \$67,130.00, Precinct 1.**
- C. **Approve the plat for the roads within Huntington Place Section 4, Precinct 1.**
- D. **Approve the plat for the lots within Huntington Place Section 4, Precinct 1.**
- E. **Approve the plat for The Village at Riverstone Assisted Living, Precinct 4.**
- F. **Approve the plat for Long Meadow Town Center Sec. 2, Precinct 4.**
- G. **Approve the plat for Long Meadow Town Center Sec. 3, Precinct 4.**
- H. **Approve the plat for Long Meadow Town Center Sec. 4, Precinct 4.**
- I. **Set public hearing for acceptance of the traffic control plan for Lakeview Retreat Section 4, Precinct 2. (Tuesday, July 7, 2020, at 1:00 p.m.)**

14. **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. **Invoice No. 1382 in the amount of \$1,256.34 to MBCO Engineering, LLC for engineering services regarding renovations to the Missouri City Middle School Gymnasium;**

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- B. Invoice No. 021695 in the amount of \$8,682.00 to Texas Liqua Tech Services for wall repairs regarding the East Tower Jail Exterior Walls;
 - C. Invoice No. 1404 in the amount of \$2,500.00 to MBCO Engineering, LLC for engineering services regarding the Medical Examiner Office Building;
 - D. Pay Application No. 7 in the amount of \$64,053.00 to Apex Consulting Group, for design/build services regarding the Medic 6 EMS Facility Improvements.
15. **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:
- County Judge:** Accept grant award from the Department of Justice Bureau of Justice Assistance in the amount of \$186,406 for the FY 2020 Coronavirus Emergency Supplemental Funding Program for a grant period from January 20, 2020 through January 31, 2022.
16. **HUMAN RESOURCES:**
- A. Approve request for withdrawal of 80 hours from the Shared Sick Leave Pool for employee of the Library, Position No. 6501-0068.
 - B. Approve and record into Minutes the Application for Appointment of Deputy Constable Jason Oliver by Constable Precinct 1, in accordance with Constable's form dated June 2, 2020 pursuant to Local Government Code §86.011.
 - C. Approve and record into Minutes the Application for Appointment of Deputy Constables Bryan Corb, Michael Durrett, and Benjamin Masters by Constable Precinct 3, in accordance with Constable's form dated June 3, 2020 pursuant to Local Government Code §86.011.
17. **PUBLIC TRANSPORTATION:**
- Approve Delegation of Signature Authority form to Texas Department of Transportation effective June 9, 2020.

18. **PURCHASING:**

Authorize advertising for bids for appraisal, title and residential inspection services for Community Development Block Grant 2016 and 2017 Disaster Recovery Programs.

19. **TREASURER:**

Approve Monthly Report submitted by County Treasurer for May 2020, and authorize advertisement of Affidavit of the same, in accordance with Local Government Code Section 114.026.

20. **COMMISSIONER, PCT. 3:**

Take all appropriate action on Advance Funding Agreement between Fort Bend County and Texas Department of Transportation for the removal of the Debris under the FM 1093 Bridge at the Brazos River in Fort Bend County, at an estimated expenditure not to exceed twelve percent of the total actual cost of the project or a maximum of \$400,000. (Fund: Road & Bridge)

21. **AUDITOR:**

Take all appropriate action on adoption of the program guidelines for the Support Small Business Grant Program, with the application process to begin on June 15, 2020.

22. **CONSTABLE, PCT. 2:**

A. Take all appropriate action on request to retain two vehicles, Unit No. Q074 and Unit No. T007 as an addition to fleet for Constable, Precinct 2.

B. Take all appropriate action on request by Constable Pct. 2 to transfer an employee from Position 5502-0002, Sergeant-Constables, Grade 12, step 4 of the Law Enforcement Policy Group to Position 5502-0011, Sergeant-Constables, Grade 12, step 8 of the Law Enforcement Policy Group, effective June 9, 2020. (Fund: Constable, Pct. 2)

- C. Take all appropriate action on request by Constable Pct. 2 to promote an employee from Position 5502-0024, Deputy Constable, Grade 9, step 11 of the Law Enforcement Policy Group to Position 5502-0002, Sergeant-Constables, Grade 12, step 4 of the Law Enforcement Policy Group, effective June 9, 2020. (Fund: Constable, Pct. 2)

23. DISTRICT CLERK:

- A. Take all appropriate action on request for the addition of permanent wellness screens for workstations in the Office of District Clerk pursuant to the quote by Workplace Solutions in the amount of \$46,341.58 to provide social distancing among employees. (Fund: CARES Act)
- B. Take all appropriate action on request to authorize allocation from the adopted CARES Act Local Government Assistance budget for Reimbursement to Fort Bend County for eligible COVID-19 expenditures to pay for the addition of wellness screens at workstations in the Office of District Clerk.

24. ELECTIONS ADMINISTRATION:

- A. Take all appropriate action on the Early Voting Schedule for the July 14, 2020 Runoff Election.
- B. Take all appropriate action on Resolution to accept \$676,937.48 in funds authorized by the Help America Vote Act of 2002 and the CARES Act of 2020 with a local match of twenty percent to defray extraordinary election costs to be incurred in the July 14 Primary Runoff Election and the November 2, 2020 General Election as a result of the COVID-19 pandemic. (Fund: General Fund)

25. ENGINEERING:

- A. Take all appropriate action on amendment to Fort Bend County Regulations of Subdivisions in Fort Bend County, specifically Appendices I, J, K, and O regarding Engineer's Construction Compliance Statement, Contractor/Contractors Affidavit of Construction Compliance, Independent Testing Laboratory Certification, and Engineer's Drainage Facilities Construction Certification, Precincts 1, 2, 3 and 4.
- B. Take all appropriate action on request for temporary road closure, pursuant to Section 251.011 of the Texas Transportation Code, for Sienna Parkway from Waters Lake Boulevard to FM 521, to be closed during construction of roadway repairs; closure to begin June 10, 2020 until construction is complete, Precinct 1.

- C. 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 Grand Vista Section 23 on behalf of Taylor Morrison of Texas, Inc., Precinct 2.
- D. Take all appropriate action on plat for the roads within Grand Vista Section 23, Precinct 2.
- E. Take all appropriate action on plat for the lots within Grand Vista Section 23, Precinct 2.
- F. 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 Long Meadow Town Center Sec. 1 on behalf of Pog Kosmos LMC 2 LP, Precinct 4.
- G. Take all appropriate action on plat for Long Meadow Town Center Sec. 1, Precinct 4.

26. FACILITIES MANAGEMENT & PLANNING:

Take all appropriate action on request to transfer the amount of \$15,000 from Non-Departmental Contingency into Facilities, Supplies & Maintenance, to allocate funds to replace the chiller coil at the William B. Travis Building.

27. HUMAN RESOURCES:

- A. 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.
- B. Take all appropriate action on the adoption of Amendment to include the Coronavirus Aid, Relief, and Economic Security (CARES) Act provisions as presented by Mass Mutual, Edward Jones 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.
- C. Take all appropriate action on order regarding the use of Emergency Deferred Time accrued during the COVID-19 Public Health Emergency as recommended by Human Resources and the County Auditor.

28. INFORMATION TECHNOLOGY:

Take all appropriate action on grant application to Microsoft to provide Azure software and analytics at an estimated value of \$242,400 for Health & Human Services use regarding COVID-19 data outcomes, with no cash match required by the County.

29. MEDICAL EXAMINER:

Take all appropriate action on grant application to the Bureau of Justice Assistance FY 2020 Paul Coverdell Forensic Science Improvements Program in the amount of \$75,790 with no county match.

30. PUBLIC TRANSPORTATION:

Take all appropriate action on application to the Federal Transit Administration on FAIN # TX-2020-093-00 for Fiscal Year 2020 Section 5307 CARES Act funds totaling \$4,742,243 with no local match required, including grantor's request for submittal of additional information.

31. PURCHASING:

A. Take all appropriate action on renewal of Agreement between Fort Bend County and Fort Bend County Dispute Resolution Center for court-ordered mediation services in the amount of \$236,030.79 effective June 1, 2020 through May 31, 2021. (Fund: Non-Departmental, Fees)

B. Take all appropriate action on Agreement for Planning Services between Fort Bend County and Boldplanning, Inc. to provide continuity or operations planning services in an amount not to exceed \$69,413. (Fund: Homeland Security & Emergency Management, Urban Area Security Initiative Grant)

C. Take all appropriate action to discuss the purchase of food and beverages provided to COVID-19 testing sites.

D. Take all appropriate action on Second Amendment to Agreement between Fort Bend County and Teal Construction Company for Rehabilitation of the Missouri City Gymnasium pursuant to RFP 19-056 for additional services in the amount of \$200,000 for a total contract amount not to exceed \$4,781,509.54; Precinct 2. (Fund: 2015 Facilities Bond, Proposition 1)

- E. Take all appropriate action on Change Order 2 to the Agreement between Fort Bend County and Conrad Construction to increase the contract by \$121,966.24 for a total amount not to exceed \$2,217,966.63 and to extend the contract time until July 21, 2020, pursuant to Bid No. 19-084 regarding Braxton Street, Mobility Bond Project No. 13116x, Precinct 1. (Fund: Mobility Bonds)
- F. Take all appropriate action on Amendment to Agreement for Professional Engineering Services between Fort Bend County and Neel-Schaffer, Inc. to increase the contract by \$9,000 for a total contract amount not to exceed \$104,410 pursuant to SOQ 14-025, regarding design of traffic signals in Riverstone, Precinct 4. (Fund: Road & Bridge)
- G. Take all appropriate action on Agreement for Construction Materials Testing and Inspection between Fort Bend County and Associated Testing Laboratories, Inc. in an amount not to exceed \$8,736 pursuant to SOQ 14-025, regarding Mason Road Turn Lanes, Mobility Bond Project No. 17419x, Precinct 4. (Fund: Mobility Bonds)

32. Approve Bills.

33. Authorize County Auditor to pay and release time-sensitive disbursements on June 18, 2020, to be ratified by Commissioners Court on June 23, 2020.

34. 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. U.S. Department of Justice Civil Rights Division Complaint No. 171-76-19; Title VI Investigation of Fort Bend County Courts.
- B. State and Federal litigation regarding voting by mail.

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

§ 551.071. Consultation With Attorney.

- A. U.S. Department of Justice Civil Rights Division Complaint No. 171-76-19; Title VI Investigation of Fort Bend County Courts.
- B. State and Federal litigation regarding voting by mail.

36. 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, June 5, 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, or call-in may be scheduled to accommodate the speaker.

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).

RECEIVED

TIME 2:02 PM A.M.
P.M.

June 5, 2020


County Clerk Fort Bend Co. Texas