

MINUTES

BE IT REMEMBERED, That on this 9TH DAY of JUNE, 2020, 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 and Pledges of Allegiance by Commissioner Andy Meyers.

Invocation and Pledges of Allegiance by Commissioner Andy Meyers.

3. Approve minutes of regular meeting held on June 2, 2020.

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 June 2, 2020.

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

4. Public Comments regarding the Agenda and Announcements.

Judge George asked the court to observe a moment of silence as the Nation mourns the tragic loss of George Floyd. Judge informed the public and County departments, the Disaster Declaration will expire tonight. However, this does not mean the Coronavirus is gone. Judge explained the Disaster Declaration is a document that allows a jurisdiction to be eligible for a variety of emergency funding, when dealing with an emergency situation, and allows a quicker procurement process. With the expiration tonight, all departments will have to submit their request through the normal process and wait for Commissioners Court approval.

A proclamation was presented to the NAACP Vice President, Charles Ballard. The Fort Bend County Commissioners Court proclaims Juneteenth Independence Day on June 19.

There were four public comments in support of Agenda Item 21:

Keri Schmidt, 402 Abbott Circle, Sugar Land, Fort Bend Chamber of Commerce spoke on the Fort Bend County grant program and offered assistance in the implementation.

Mayor Andrew Bohac, Mayor of Needville, 9003 Stephens Street, Needville, spoke on the small business grant program and asked the court to keep the program simple.

Jeff Wiley, President of EDC, 2415 Hodges Bend Circle, Sugar Land is in support of the grant program. Mr. Wiley indicated the \$22 million grant funds for small businesses needs to be increased over time.

Andrew Van Chau, 29818 FM 1093, Fulshear, appreciates the County's consideration of allocating funds of the CARES Act to small businesses. Mr. Van Chau asked the Court to not look at this as a cost to the County; but an investment in the community, businesses, jobs and a sustainable Fort Bend County.

Commissioner DeMerchant reminded everyone about the partnership with Jim McIngvale, Gallery Furniture to keep Fort Bend Strong by having the Job Resource Fair, Mental Health and Wellness Resource Fair and the Food Fair.

5. PUBLIC HEARINGS: 1:16 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 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.

Moved by Commissioner Morales, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to approve Agenda Item 5A - 5B.

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

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)**

Item 11 continued - Engineering - Payments:

- 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.**

Item 13 continued - Engineering - Development:

- 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;
 - 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.

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Consent Agenda Items 6 - 19.

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

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)

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

Commissioner Meyers noted Fort Bend Toll Road Authority will pay for half of the \$400,000. The cost to the County will be \$200,000.

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.

Moved by Commissioner Prestage, Seconded by Commissioner DeMerchant Duly put and carried (4-1), it is ordered to adopt the program guidelines for the Support Small Business Grant Program as recommended which includes a \$1,000,000 allocation for contracting with various business consulting services for a program to be presented and approved by Commissioners Court that will assist minority businesses serving minority communities to restart after the negative effects of COVID-19. The grant program application process is scheduled to begin on June 15, 2020.

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

MOTION PASSES

Moved by Commissioner Meyers, Seconded by Commissioner Morales Duly put and carried (2-3), it is ordered to amend the previous motion to broaden the range of revenue from \$100,000 - \$2,000,000 and change to \$30,000 - \$5,000,000 and also, broaden the amount of funding from a flat \$10,000, and change to \$5,000 - \$25,000.

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

MOTION FAILED

Ed Sturdivant, County Auditor stated the motion was not part of the subcommittee's recommendation; but a follow-up addition from Commissioner Prestage. The procurement process will be handled, based on the Disaster Declaration expiring on the 10th, in the normal procurement process, going through Purchasing and court, as it did before the pandemic. This is not a part of the MPACT Strategic Consultant agreement.

Commissioner Prestage indicated there are proposals for consultant services to be presented; but are not for action today. These consultants serve various communities in Fort Bend County, such as the Hispanic community, South Asian community and African American community. The consultant services are targeted in getting those businesses that may not have access to PPE and may not have access to this program to get their businesses restarted. Commissioner intends to reallocate some of the contingency money towards the small business program.

Item 21 continued - County Auditor:

Commissioner Meyers stated he spoke with many business owners and property developers and they were somewhat disappointed in the \$22,000,000 budget, considering the amount of economic damage done to a lot of small businesses. The bracket of revenue for this program is \$100,000 - \$2,000,000, in which many sole proprietors are being missed because they do not make \$100,000 and cannot participate in this program. Commissioner Meyers does not believe it is equitable to all businesses who have been hurt. Commissioner Meyers' proposal is to have between \$30,000 - \$5,000,000 gross revenue. The reason for the higher number is because a lot of landlords were pointing out their restaurant tenants may make \$5,000,000 in gross revenue and only \$100,000 in net income. Also, the small proprietor will receive \$10,000, which is helpful; but this is not a lot of help to a \$2,000,000 business. He would like to expand the funding as well, with a range of \$5,000 - \$25,000. This program is an audit program, which is subject to be audited by the Federal Government and if the County has not complied, the funds must be returned to Federal Government.

Ed Sturdivant, County Auditor, stated the eligibility requirements for this program will focus on the impact of the shutdown caused by the pandemic. The criteria, established in the guidelines, are intended to set some parameters so it's not just an open door for where we keep coming back to the court because we know we will exhaust these funds in hours.

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.

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve request to retain two vehicles, Unit No. Q074 and Unit No. T007 as an addition to fleet for Constable, Precinct 2.

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

Item 22 continued - Constable, Pct. 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)**

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

There is no budget impact on this.

- 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)**

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

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)**

Moved by Commissioner Prestage, Seconded by Commissioner DeMerchant
 Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

- 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.**

Moved by Commissioner Prestage, Seconded by Commissioner DeMerchant
 Duly put and unanimously carried (5-0), it is ordered 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.

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

24. ELECTIONS ADMINISTRATION:

- A. Take all appropriate action on the Early Voting Schedule for the July 14, 2020 Runoff Election.**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
 Duly put and unanimously carried (5-0), it is ordered to approve the Early Voting Schedule for the July 14, 2020 Runoff Election, as presented by the Elections Administration.

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

Item 24 continued - Elections Administration:

- 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)**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
 Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

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.**

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

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

Item 25 continued - Engineering:

- 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.**

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 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.

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

- 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.**

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve 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., Pct 2.

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

- D. Take all appropriate action on plat for the roads within Grand Vista Section 23, Precinct 2.**

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve plat for the roads within Grand Vista Section 23, Precinct 2.

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

Item 25 continued - Engineering:

E. Take all appropriate action on plat for the lots within Grand Vista Section 23, Precinct 2.

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve plat for the lots within Grand Vista Section 23, Precinct 2.

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

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.

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve 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.

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

G. Take all appropriate action on plat for Long Meadow Town Center Sec. 1, Precinct 4.

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve plat for Long Meadow Town Center Sec. 1, Precinct 4.

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

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.

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered 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.

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

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.

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve 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.

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

Kent Edwards, Director of Human Resources stated the request is from three different departments. The first request, for a Licensed Vocational Nurse does not need to be on the list, because it is 100% grant funded.

Pamela Gubbels, Director of Finance & Investments, explained the budget impact with the four Paramedics is approximately \$110,000, the seven part-time Paramedics is \$6,300, the analyst is \$15,000 and the three IT positions are approximately \$100,000. These positions were not on the original list.

Commissioner Meyers stated the court is trying to fill the \$14,000,000 revenue shortfall by putting a hiring freeze. In this particular situation, the County is replacing people.

Item 27 continued - 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.**

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

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

Kent Edwards, Director of Human Resources stated this is a change due to the CARES Act which loosens the rules for people borrowing money from their 457 account. It does require a plan sponsor approval and a contract 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.**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
 Duly put and unanimously carried (5-0), it is ordered to approve 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.

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

Kent Edwards, Director of Human Resources indicated it is recommended that the leave be maintained as accrued leave. As per the courts last authorization on April 28, it suggested employees be allowed to carry over the time for one year to the next. The leave will expire on the employee's last day of employment.

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.

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve 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.

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

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.

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve 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.

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

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.

Moved by Commissioner DeMerchant, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve 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.

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

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)

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

Item 31 continued - Purchasing:

- 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)**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

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

Pulled.

- 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)**

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

Item 31 continued - Purchasing:

- 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)**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

- 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)**

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

Item 31 continued - Purchasing:

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)

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

32. Approve Bills.

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve bills in the amount of \$7,720,941.94 with operating expenditures totaling \$6,189,571.94.

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

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.

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to authorize County Auditor to pay and release time-sensitive disbursements on June 18, 2020, to be ratified by Commissioners Court on June 23, 2020.

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

Recess:

Recessed at 1:54 p.m.

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.**

Closed Session:

Convened at 2:06 p.m.
Adjourned at 2:25 p.m.

Reconvene:

Reconvened at 2:29 p.m.

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.**

No action.

- B. State and Federal litigation regarding voting by mail.**

Moved by Commissioner Prestage, Seconded by Commissioner DeMerchant
Duly put and carried (3-2), it is ordered to record the order clarifying the authorization to file amicus briefs granted by the Commissioners Court on 5-26-20.

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

MOTION PASSES

36. Adjournment.

Commissioners Court adjourned at 2:30 p.m. on Tuesday, June 9, 2020.

Moved by Commissioner Meyers,
to adjourn.



I attest to the accuracy of the foregoing minutes.

Laura Richard, County Clerk, Fort Bend County, Texas