

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
SECOND FLOOR, FORT BEND COUNTY COURTHOUSE
401 JACKSON STREET, RICHMOND, TEXAS
TUESDAY, SEPTEMBER 13, 2022
1:00 P.M.**

AGENDA

1. Call to Order.
2. Invocation and Pledges of Allegiance by Judge KP George.
3. Approve minutes of regular meeting held on September 6, 2022.
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. Conduct Public Hearing on the proposal to increase the FY2022 tax rate for Fort Bend County.
 - B. Conduct Public Hearing on the proposed FY2023 budget for Fort Bend County, pursuant to Texas Local Government Code Section 111.067.

CONSENT AGENDA ITEMS: 6-17

6. **OUT-OF-STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
 - A. **District Attorney: Approve out of state travel for one (1) District Attorney employee to Washington, District of Columbia, September 22, 2022 through September 24, 2022, to attend the United States Advisory Council on Human Trafficking. (Fund: Travel)**

- B. **Emergency Medical Services: Approve out-of-state travel for D. Heppner to Orlando, Florida, October 9, 2022 through October 15, 2022, to attend EMS World EXPO. (Fund: Travel)**

7. **COMMISSIONER, PCT. 4:**

Set public hearing on the creation of Fort Bend County Tax Increment Reinvestment Zone No. 1 (“TIRZ”) within Fort Bend County (the “County”).

8. **BUDGET TRANSFER(s):**

Justice of the Peace, Pct. 4: Approve transfer in the amount of \$30 from Temporary or Part-Time into Overtime to allocate funds to cover overtime fees.

9. **ENGINEERING-PAYMENTS:**

- A. **Approve payment of Invoice No. 19 in the amount of \$232,315.82 to Allgood Construction Company, Inc. for construction of Katy Flewellen Road, Mobility Project No. 13316, Precinct 1. (Fund: Mobility Bonds)**
- B. **Approve payment of Invoice No. 2 in the amount of \$311,434.83 to Main Lane Industries, Ltd. for construction of Cinco Ranch Turn Lanes at SH 99, Mobility Bond Project No. 17314x, Precinct 1. (Fund: Fort Bend County Assistance District No. 1)**
- C. **Approve payment of Invoice No. 2 in the amount of \$220,320.00 to Wadecon, LLC regarding Peek Road at Buffalo Bayou, Mobility Bond Project No. BR20301x, Precinct 1. (Fund: Drainage Bonds)**
- D. **Approve payment of Invoice No. 28802 in the amount of \$9,026.00 to Geotest Engineering, Inc. for construction materials testing services regarding Peek Road at Buffalo Bayou, Mobility Bond Project No. BR20301x, Precinct 1. (Fund: Drainage Bonds)**
- E. **Approve payment of Invoice No. FBC2203-3 in the amount of \$12,707.10 to AIG Technical Services, LLC for professional construction management services regarding Peek Road at Buffalo Bayou, Mobility Bond Project No. BR20301x, Precinct 1. (Fund: Drainage Bonds)**

- F. **Approve payment of Invoice No. 12428-12 in the amount of \$2,668.50 to Othon, Inc. for professional engineering services regarding NB 99 Frontage Road, Mobility Bond Project No. 20303b, Precinct 1. (Fund: Mobility Bonds)**

- G. **Approve payment of Invoice No. 3621 in the amount of \$47,965.90 to CivilCorp, LLC for professional engineering services regarding Wallis Street, Mobility Bond Project No. 20305, Precinct 1. (Fund: Mobility Bonds)**

- H. **Approve payment of Invoice No. 202218905 in the amount of \$43,399.96 to LJA Engineering, Inc. for professional engineering services regarding Bowser Road, Mobility Bond Project No. 20306, Precinct 1. (Fund: Mobility Bonds)**

- I. **Approve payment of Invoice No. 202521 in the amount of \$60,103.58 to TEDSI Infrastructure Group for professional engineering services regarding SH 99 Frontage Road, Mobility Bond Project No. 20307, Precinct 1. (Fund: Mobility Bonds)**

- J. **Approve payment of Invoice No. 16 in the amount of \$15,978.40 to Brian Smith Construction Inspection, Inc. for construction inspection services regarding Mobility Bond Projects within Precincts 1, 2, 3, and 4. (Fund: Mobility Bonds)**

- K. **Approve payment of Invoice No. 21-14 in the amount of \$19,680.80 to Sowell's Construction Management & Inspection, LLC for construction inspection services regarding Mobility Bond Projects within Precincts 1, 2, 3, and 4. (Fund: Mobility Bonds)**

- L. **Approve payment of Invoice No. 2022-FB-2 in the amount of \$74,352.50 to Kavi Consulting, Inc. for professional engineering services regarding Sidewalk Improvements, Mobility Bond Project No. 20308, Precincts 1 and 4. (Fund: Mobility Bonds)**

- M. **Approve payment of Invoice No. 59251 in the amount of \$22,445.00 and Invoice No. 59580 in the amount of \$7,760.50 to Pacheco Koch Consulting Engineers, Inc. for professional engineering services regarding Church Street, Mobility Bond Project No. 20119, Precinct 2. (Fund: Mobility Bonds)**

- N. **Approve payment of Invoice No. 722022 in the amount of \$169.22 to RPS Infrastructure, Inc. for professional engineering and design services regarding Trammel Fresno, Mobility Bond Project No. 20221x, Precinct 2. (Fund: Mobility Bonds)**

- O. **Approve payment of Invoice No. 622032 in the amount of \$16,112.55 and Invoice No. 722023 in the amount of \$10,036.48 to RPS Infrastructure, Inc. for professional engineering services regarding Witney Way, Mobility Bond Project, No. 20223x, Precinct 2. (Fund: Mobility Bonds)**

 - P. **Approve payment of Invoice No. 5 Final in the amount of \$16,507.83 to Antwi Industries, LLC for construction of driveways and side street drainage for Alice Street and South Post Oak Boulevard, regarding Trammel Fresno, Mobility Bond Project No. 746, Precinct 2. (Fund: Mobility Bonds)**

 - Q. **Approve payment of Invoice No. 722075 in the amount of \$70,287.35 to RPS Infrastructure, Inc. for professional engineering services regarding Belknap Road, Mobility Bond Project No. 17211, Precinct 3. (Fund: Mobility Projects)**

 - R. **Approve payment of Invoice No. 302913R in the amount of \$25,781.80 and Invoice No. 303534 in the amount of \$14,676.80 to Cobb, Fendley & Associates, Inc. regarding SH 6 at Cullinan Park, Mobility Bond Project No. 20407, Precinct 3. (Fund: Mobility Bonds)**

 - S. **Approve payment of Invoice No. 7-221442 in the amount of \$24,899.03 to BGE, Inc. for professional engineering services regarding Lexington Boulevard, Mobility Bond Project No. 20405, Precinct 3. (Fund: Mobility Bonds)**

 - T. **Approve payment of Invoice No. 14 in the amount of \$117,474.75 to DVL Enterprises, LLC for construction of Ransom Road, Mobility Bond Project No. 17103, Precinct 4. (Fund: Mobility Bonds)**
10. **ENGINEERING-PERMITS:**
- A. **Approve permit application from Paskey Incorporated to install a temporary construction driveway for slope repair along Hunt Road for Vanbrooke subdivision, Permit No. 2022-57087, Precinct 1.**

 - B. **Approve permit application from Frontier Southwest Inc. dba/Frontier Communications of Texas to install fiber optic cable along S Post Oak Boulevard, W Sycamore Road, Jasmine Street, Colorado Street and Trammel Fresno Road, Permit No. 2022-56583, Precinct 2.**

- C. **Approve permit application from Anchor Excavators, Inc. to make channel improvements within Dry Creek and install two temporary construction driveways along A. Myers and Stonecreek Village Drive as part of Stonecreek Estates Phase IV mass grading and detention, Permit No. 2022-56946, Precinct 2.**
- D. **Approve permit application from Harris Construction Company, LTD. to install a street tie-in extension for Sienna Parkway, Permit No. 2022-56863, Precinct 2.**
- E. **Approve permit application from Frontier Southwest Inc. dba/Frontier Communications of Texas/Ridgeline Telecom to install fiber optic cable along various streets within Creekstone Village at Riverstone subdivision, Permit No. 2022-57027, Precinct 3.**
- F. **Approve permit application from Southwestern Bell Telephone Company dba AT&T Texas/DeBauche Communications to install fiber optic cable along W Grand Parkway S, Permit No. 2022-56528, Precinct 4.**
- G. **Approve permit application from CenterPoint Energy/Midtown Engineers, LLC to install underground duct bank along Beasley West End Road, Permit No. 2022-56953, Precinct 4.**
- H. **Approve permit application from CenterPoint Energy to install a transmission line across Snake Creek, Permit No. 2022-57013, Precinct 4.**

11. **ENGINEERING-DEVELOPMENT:**

- A. **Approve request for Fort Bend County to sponsor a Texas Department of Transportation project on behalf of Astro Rosenberg LP and FBC MUD 250 to expedite the construction of a public road connection for Doris Road tie-in to IH 69/US 59 at no cost to the County, Precinct 4.**
- B. **Accept the streets in Katy Creek Ranch Sec 10: Palm Ranch Drive 137.50 LF, Orchid Ranch Drive 762.94 LF for a total of 900.44 LF and release the bond in the amount of \$58,000.00, Precinct 1.**
- C. **Approve the plat for Park at Anserra Sec 1, Precinct 1.**
- D. **Approve the plat for Park at Anserra Sec 2, Precinct 1.**

- E. **Approve the plat for Westpark Springs Hospital, Precinct 4.**
- F. **Approve the plat for DML Grand Mission Plaza, Precinct 4.**

12. **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 Certificates of Obligation:**

- A. **Approve payment of Invoice No.'s 2263790 and 2266254 for a total amount of \$6,656.02 to Gulf Coast Paper for trash cans regarding the Emergency Operations Center;**
- B. **Approve payment of Invoice No. S220504-3 in the amount of \$2,378.50 to Amani Engineering for surveying services regarding EMS Medic 614;**
- C. **Approve payment of Invoice No. PC020740 in the amount of \$19,500.00 to Project Control, for project management services regarding the EpiCenter Project;**
- D. **Approve payment of Invoice No. I1892342 in the amount of \$67,500.00 to Armko Industries, for consulting services regarding the 2022 Roof Replacement Project.**

13. **HUMAN RESOURCES:**

- A. **Approve the rehire of former employee, Brittany Sanders, who terminated employment on January 18, 2011, and who will be rehired effective September 19, 2022.**
- B. **Approve the rehire of former employee, Diana Martinez, who terminated employment on July 29, 2022, and who will be rehired effective September 19, 2022.**

14. **PARKS & RECREATION:**

- A. **Approve payment of Invoice No. JC60079 in the amount of \$10,235 to Highlights Electrical for Harlem Road Scoreboard Project. (Fund: 2020 Park Bonds)**
- B. **Approve payment of Invoice No. 194771A-IN in the amount of \$10,249 to Spectrum Scoreboards, for installation of Scoreboard at Harlem Road Park. (Fund: 2020 Park Bonds)**

15. **PURCHASING:**

- A. **Authorize advertising for bids for term contract for rotary cutters.**
- B. **Authorize advertising for proposals for Fort Bend County Commissioners Courtroom audio-visual system upgrade, utilizing American Rescue Plan Act funding.**
- C. **Approve Third Amendment to Professional Services Agreement between Fort Bend County and The Reserves Network, Inc. to include medical assistants regarding Directly Observed Therapy (DOT) services with no change in compensation.**

16. **ROAD & BRIDGE:**

- A. **Road & Bridge: Approve payment of Invoice No. 22493 to P Squared Emulsions in the amount of \$15,723.52 for materials used on Powell Point Road. (Fund: Advanced Funding/Certificates of Obligation)**
- B. **Road & Bridge: Approve payment of Invoice No. 31881 to Paradigm in the amount of \$88,950.00 for traffic cabinets. (Fund: Advanced Funding/Certificates of Obligation)**

17. **TAX ASSESSOR/COLLECTOR:**

Approve & record into Minutes tax payment refunds in the amount of \$19,454.78 for the Office of Carmen P. Turner.

18. COUNTY JUDGE:

Take all appropriate action to establish the regular meeting schedule of Fort Bend County Commissioners Court, pursuant to Local Government Code Section 81.005(a) for Fiscal Year 2023, meeting every Tuesday except the third and fifth Tuesday of each month, at 1:00 p.m. in the Commissioners Courtroom located on the second floor of the Courthouse at 401 Jackson Street in Richmond, Texas.

19. BUDGET & FINANCE:

- A. Take all appropriate action to adopt the FY2023 Proposed Positions for Fort Bend County.
- B. Take all appropriate action to set the FY2023 Salaries for Elected Officials of Fort Bend County, pursuant to Texas Local Government Code Section 152.011.
- C. Take all appropriate action to assign vehicles to Fort Bend County departments and offices as presented on FY2023 Fleet Management.
- D. Take all appropriate action on list of take-home vehicles for FY2023, pursuant to County Employee Information Manual, Policy 612.
- E. Take all appropriate action to adopt the FY2022 Tax Rate for Fort Bend County, and take a record vote, pursuant to Property Tax Code 26.05, as follows:

Proposed General Fund Tax Rate:	\$0.3260
Proposed Road & Bridge Fund Tax Rate:	\$0.0185
Proposed Interest & Sinking Fund Tax Rate:	\$0.0938
Total Proposed Tax Rate:	\$0.4383

- F. Take all appropriate action to adopt the FY2023 Budget for Fort Bend County, and take a record vote, pursuant to Texas Local Government Code Section 111.068.

20. COMMUNITY DEVELOPMENT:

Take all appropriate action to allow use of \$125,000 and interest in expiring FY2015 Community Development Block Grant Program funds for prepayment required on the Section 108 Loan Guarantee regarding the Arcola Water Treatment Plant.

21. DISTRICT ATTORNEY:

Take all appropriate action on Interlocal Agreement between Fort Bend County and City of Houston to participate in the Internet Crimes Against Children Task Force Program: Houston Metropolitan Area effective through September 30, 2022.

22. ELECTIONS ADMINISTRATION:

Take all appropriate action to approve presiding Central County Judges of Election for the November 8, 2022 Election to serve at the County's four collection sites as proposed by the Chairs of the Republican and Democratic Parties.

23. ENGINEERING:

- A. Take all appropriate action to rescind Agenda Item 27I approved by Commissioners Court on March 23, 2021 pertaining to the conveyance of land to the City of Fulshear, regarding Texas Heritage Parkway, Mobility Bond Project No. 13309, Precinct 1 (formerly Precinct 3).
- B. Take all appropriate action on request for variance to the lot size requirements as stated in Section 5.14.E.4 of the Fort Bend County Regulations of Subdivisions for Jordan Ranch Section 42 on behalf of IDS Engineering Inc., Precinct 1.
- C. Take all appropriate action on the plat for the roads within Jordan Ranch Sec 42, Precinct 1.
- D. Take all appropriate action on the plat for the lots within Jordan Ranch Sec 42, Precinct 1.

24. HUMAN RESOURCES:

Take all appropriate action on the proposed 2023 Holiday Schedule as submitted by Human Resources.

25. PURCHASING:

A. Take all appropriate action on Agreement for Professional Property Acquisition Services between Fort Bend County and Guess Group, Inc. in an amount not to exceed \$326,735 regarding 2020 Mobility Projects within Precinct 2. (Fund: Right of Way)

B. Take all appropriate action on Bid 23-002, term contract for Pest Control Services.

C. Take all appropriate action on the following Agreements between Fort Bend County and the Non-Profit American Rescue Plan Act Partnership Grant Program recipients for Fiscal Year 2021 funding, as approved by Commissioners Court on December 21, 2021; Agenda Item 20B, and authorize County Judge to sign all necessary documents upon receipt from each non-profit grant recipient. (Fund: American Rescue Plan Act)

	Non-Profit Grant Recipient:	Total Amount Granted:	2022 Allocation:	2023 Allocation:
1.	Sugar Land Heritage Foundation	\$75,000	\$75,000	\$0.00; and
2.	Cullinan Park Conservancy	\$450,000	\$225,000	\$225,000.

D. Take all appropriate action on Fifth Amendment to Agreement between Fort Bend County and Whitley Penn, LLP, pursuant to RFP 20-083 for additional audit services in an additional amount of \$65,000 for a total contract amount not to exceed \$730,550 effective through December 31, 2022. (Fund: American Rescue Plan Act)

E. Take all appropriate action on Agreement between Fort Bend County and CMC Development & Construction Corporation, LLC, pursuant to RFP 22-069, for Construction of the Arboretum Cricket Complex, in an amount not to exceed \$850,000. (Fund: 2020 Parks Bond)

F. Take all appropriate action on request to donate surplus property, specifically hologram machines and accessories, to The Black Cowboy Museum as requested, and permitted by Texas Local Government Code Section 263.152(4)(A).

- G. Take all appropriate action on Agreement between Fort Bend County and Public Management, Inc. pursuant to RFP 22-090 for grant administration services. (Fund: Houston Galveston Area Council Grant)

- H. Take all appropriate action on request to purchase one (1) milling machine from Nueces Power Equipment for the Road & Bridge Department, utilizing BuyBoard Contract No. 597-19 in an amount not to exceed \$650,835.40 (Fund: Certificates of Obligation)

- I. Take all appropriate action on Agreement for Construction Materials Testing Services between Fort Bend County and Geotest Engineering, Inc., for a total contract amount not to exceed \$26,246.65 pursuant to SOQ 14-025, regarding Humphrey Way, Mobility Bond Project No. x9, Precinct 1. (Fund: Mobility Bonds)

- J. Take all appropriate action on Third Amendment to Agreement for Professional Engineering Services between Fort Bend County and S&B Infrastructure, Ltd., to increase the contract in the amount of \$91,355.95 for a total contract amount not to exceed \$748,553.55 and extend the contract time through December 31, 2026, pursuant to SOQ 14-025, regarding Reading Road, Mobility Bond Project No. 13117x, Precinct 2. (Fund: Mobility Bonds)

- K. Take all appropriate action on Amendment to Agreement for Professional Engineering Services between Fort Bend County and LJA Engineering, Inc., to increase the contract in the amount of \$525,122.25 for a total contract amount not to exceed \$1,811,398.06, pursuant to SOQ 14-025, regarding Bowser Road, Mobility Bond Project No. 20306, Precinct 1. (Fund: Mobility Bonds)

- L. Take all appropriate action on Agreement between Fort Bend County and Library Interiors of Texas LLC, pursuant to Choice Partners Cooperative Contract No. 19/033MJ-16, for furniture at the New Fulshear Library, in an amount not to exceed \$642,571.68. (Fund: Precinct 3 North Library)

- M. Take all appropriate action on request to purchase one (1) Kenworth T480 oil truck to include an Etnyre 3500 gallon distributor from Performance Truck for the Road & Bridge department, utilizing BuyBoard Contract No. 601-19 and 597-16 in an amount not to exceed \$327,507.64. (Fund: Certificates of Obligation)

26. SHERIFF'S OFFICE:

Take all appropriate action on Application to the FY2023 Office of the Governor, Public Safety Office Bullet-Resistant Shield Grant Program for grant funds in the amount of \$783,151.20 for the Fort Bend County Sheriff Office's Bullet-Resistant Shield Regional Collaboration, for the period of October 1, 2022 through September 30, 2023, with no cash match required by Fort Bend County.

27. Approve Bills.

28. Authorize County Auditor to pay and release time-sensitive disbursements on September 22, 2022, to be ratified by Commissioners Court on September 27, 2022.

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

A. § 551.074. Personnel Matters. Commissioners Court will meet in Closed Session to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.

1. Executive Manager Evaluation:

- 1.) Chief Medical Examiner
- 2.) Facilities Management and Planning Director

2. Director of Economic Opportunity & Development.

- B. § 551.087. Deliberation Regarding Economic Development Negotiations. Commissioners Court will meet in Closed Session to discuss or deliberate regarding commercial or financial information that Commissioners Court has received from a business prospect that Commissioners Court seeks to have locate, stay or expand in or near Fort Bend County and with which Commissioners Court is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect that Commissioners Court seeks to have locate, stay or expand in or near Fort Bend County.

Proposed Agreement and establishment of a program for economic development and infrastructure improvements in accordance with Article III, Section 52-a of the Texas Constitution and Chapter 381, Texas Local Government Code.

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

- A. § 551.074. Personnel Matters.

- 1. Executive Manager Evaluation:
 - 1.) Chief Medical Examiner
 - 2.) Facilities Management and Planning Director
- 2. Director of Economic Opportunity & Development.

- B. § 551.087. Deliberation Regarding Economic Development Negotiations.

Proposed Agreement and establishment of a program for economic development and infrastructure improvements in accordance with Article III, Section 52-a of the Texas Constitution and Chapter 381, Texas Local Government Code.

- 31. 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

KP George, County Judge

Notice of meeting/agenda was filed with the County Clerk on Friday, September 9, 2022. 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.

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 Risk Management, located at 301 Jackson Street, Suite 224, in Richmond, Texas, 77469, telephone 281-341-8630. The Director of Risk Management is designated to coordinate compliance with the non-discrimination requirements in Section 35.107 of the Department of Justice regulations.

Fort Bend County will, generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so that they can participate equally in the County's programs, services, and activities. Anyone who requires an auxiliary aid or service for effective communication or modification of policies or procedures to participate in a program, service, or activity of Fort Bend County, should contact the office of the ADA Coordinator as soon as possible, but no later than 48 hours before the scheduled event.

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 3:43 P.M.
P.M.

September 9, 2022

Jana Richard
County Clerk Fort Bend Co. Texas