

**APPROVAL OF MINUTES
COMMISSIONERS COURT
FORT BEND COUNTY**

I, Laura Richard, duly elected County Clerk and Clerk of Court, Fort Bend County, Texas do hereby submit the Official Minutes of Commissioners Court held on the 4th day of October, 2022.



LAURA RICHARD, COUNTY CLERK

Now, therefore, be it resolved upon the motion of Commissioner Meyers seconded by Commissioner Morales, duly put and carried, it is ordered to accept as presented for record the attached minutes approved on this the 11th day of October, 2022.



KP GEORGE, COUNTY JUDGE

MINUTES

BE IT REMEMBERED, That on this 4TH DAY of OCTOBER, 2022, 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 1:03 p.m.
- 2. Invocation and Pledges of Allegiance by Commissioner Ken DeMerchant.**
Invocation was led by Ms. Arvis B. Rose, Spirit and in Truth Ministries, San Antonio, TX and Pledges of Allegiance by Commissioner Ken DeMerchant.
- 3. Approve minutes of regular meeting held on September 27, 2022.**

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 September 27, 2022.

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

4. Public Comments regarding the Agenda and Announcements.

No public comments.

Tami Frazier, Communications Director for the Office of the County Judge presented a Proclamation, on behalf of the County Judge, to Carmen Pina, in honor of National Hispanic Heritage month. Ms. Pina is recognized for being essential to the elections in Fort Bend County, while representing Hispanic Heritage in her community. She was the first bilingual clerk and Elections Judge in Fort Bend County.

Ms. Frazier presented a Proclamation, on behalf of Commissioners Court, to The Rose Breast Center of Excellence in honor of Breast Cancer Awareness month. The Rose has championed the cause of Breast Cancer Awareness since 1986. A \$500 check was presented to The Rose.

Ms. Frazier presented a Proclamation, on behalf of Commissioners Court, to the Texas A&M AgriLife Extension Service 4-H Youth Development Program, for providing 114 years of service and experience to youngsters throughout the Lone Star state. The week of October 3 – 9, 2022 has been proclaimed as National 4-H week in Fort Bend County.

Judge George introduced the Economic Development Director, Carlos Guzman, who is a seasoned Economic Developer with over 16 years of experience and who worked in local and regional organizations throughout Texas.

Judge announced October is National Cybersecurity Awareness month and he thanked the Information Technology Department for protecting the County from cybersecurity threats.

The annual Diwali celebration will be on Sunday, October 9, at 3:00 p.m. in Sugar Land Town Square.

The Health and Human Services Breast Cancer Awareness walk will be held on Friday, October 7, beginning at 12:00 p.m. at the Fort Bend County Justice Center.

Commissioner DeMerchant thanked Ms. Rose for leading the court in prayer. She traveled from San Antonio to be here in court. Ms. Rose is the daughter of the late Marjorie and Felton Adams of Kendleton, TX and a retired veteran of the U.S. Army and Homeland Security.

Commissioner Meyers indicated he had an observation and stated he is supportive of pursuing better broadband access for Fort Bend County residents. He believes there was a misperception that needs to be corrected which occurred during Judge George's press conference held yesterday. Commissioner indicated Judge George announced a request for proposal would be shortly issued to select a private provider or partner with the County for a public/private partnership. However, neither the broadband study report, nor the Phase 2 proposal indicates issuing an RFP, at this time, is the next step. The study's recommendation is for the County to first issue a request for information in order for Commissioners Court to make a more informed determination on partner selection and implementation. There are people who assist the court who are better at assessing if a public or private partnership should be with a single private provider or several.

5. PUBLIC HEARINGS: 1:19 p.m.: Conduct Public Hearings and take all appropriate action on the following matters:

Public hearing held. No public comments.

A. Acceptance of traffic control plan for McCrary Meadows Section 8, Precinct 1.

Item 5 continued - Public Hearings:

- B. Acceptance of traffic control plan for Tamarron Section 48, Precinct 1.**
- C. Acceptance of traffic control plan for Cross Creek West Section 2, Precinct 1.**
- D. Acceptance of traffic control plan for Tamarron Section 45B, Precinct 1.**
- E. Acceptance of traffic control plan for Rose Ranch Boulevard in Rose Ranch Section 1, Precinct 4.**
- F. Acceptance of traffic control plan for Lakeview Retreat Section 6, Precinct 4.**

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

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

CONSENT AGENDA ITEMS: 6-18

- 6. Record into the Minutes out-of-state travel by Elected Official:**

Constable Pct. 1: Constable C. Norvell to Reno-Tahoe, Nevada, May 2, 2023 through May 4, 2023, to attend the Government Social Media Conference. (Fund: Travel)
- 7. OUT-OF-STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
 - A. Animal Services: Approve out-of-state travel for R. Vasquez and B. Vass to New Orleans, Louisiana, November 13, 2022 through November 16, 2022, to attend The Fall Conference For Animal Welfare Advancement. (Fund: Travel)**
 - B. District Attorney: Ratify out-of-state travel for two (2) District Attorney employees to Las Vegas, Nevada, September 27, 2022 through September 30, 2022, to attend the North American Human Trafficking. (Fund: Travel)**
 - C. District Attorney: Approve out-of-state travel for one (1) District Attorney employee to Philadelphia, Pennsylvania, October 19, 2022 to October 21, 2022, to attend Fair and Just Prosecution(FJP). (Fund: Travel).**

Item 7 continued - Out-of-State Travel:

- D. **Homeland Security & Emergency Management:** Approve out-of-state travel for S. Theriot-Mericle and R. Stepp to Emmitsburg, Maryland, November 27, 2022 through December 2, 2022, to attend the Hazard Mitigation Assistance Training at the Federal Emergency Management Institute. (Fund: Travel and Training)

8. BUDGET TRANSFER(s):

- A. **Budget & Finance:** Approve transfer in the amount of \$1,030,000 from American Rescue Plan Act-PI Brazos River Erosion Project into Memorial Park to allocate funds for Memorial Park Project.
- B. **Budget & Finance:** Approve transfer in the amount of \$27,000 from American Rescue Plan Act (ARPA) Beasley Water Sewer Projects into Budget AC Transfers (Revenue Replacement) to allocate funds for Project Management.
- C. **Budget & Finance:** Approve transfer in the amount of \$27,000 from American Rescue Plan Act (ARPA) Kendelton Projects into Budget AC Transfers (Revenue Replacement) to allocate funds for Project Management.
- D. **District Attorney:** Approve transfer in the amount of \$67,000 from Salaries into District Attorney - Fees to allocate funds to cover expenses of lease agreement with Child Advocates.
- E. **Engineering:** Approve transfer in the amount of \$91 from Salaries and Labor into Temporary/Part-Time to allocate funds for temporary or part-time personnel.

9. ENGINEERING-PAYMENTS:

- A. Approve payment of Invoice No. 513601/37/II in the amount of \$5,776.64 to Dannenbaum Engineering Corporation for professional engineering services regarding Grand Parkway Segment 2, Mobility Bond Project No. 17304, Precinct 1. (Fund: Mobility Bonds)
- B. Approve payment of Invoice No. 3647 in the amount of \$56,319.80 to CivilCorp, LLC for professional engineering services regarding Wallis Street, Mobility Bond Project No. 20305, Precinct 1. (Fund: Mobility Bonds)
- C. Approve payment of Invoice No. 3643 in the amount of \$26,434.07 to CivilCorp LLC for professional engineering services regarding McCrary Road, Mobility Bond Project No. 17313x, Precinct 1. (Fund: Mobility Bonds)
- D. Approve payment of Invoice No. 28875 in the amount of \$2,584.00 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. 47999 in the amount of \$1,512.00 to Vogler & Spencer Engineering for professional engineering services regarding Pin Oak Right Turn Lane, Mobility Bond Project No. 17322x, Precinct 1. (Fund: Fort Bend County Assistance District No. 10)

Item 9 continued - Engineering - Payments:

- F. Approve payment of Invoice No. 19 in the amount of \$36,937.25 to Schaumburg & Polk, Inc. for project management services regarding 2020 Mobility Bond Projects within Precincts 1, 2, 3 and 4. (Fund: Mobility Bonds)**
- G. Approve payment of Invoice No. 53478 in the amount of \$45,262.76 to Binkley & Barfield, Inc. for project management services regarding 2020 Mobility Bond Projects within Precincts 1, 2, 3 and 4. (Fund: Mobility Bonds)**
- H. Approve payment of Invoice No. 53256 in the amount of \$16,245.00 to Binkley & Barfield, Inc. for project management services regarding 2017 Mobility Bond Projects within Precincts 1, 2, 3 and 4. (Fund: Mobility Bonds)**
- I. Approve payment of Invoice No. 8475 in the amount of \$39,946.25 to Property Acquisition Services, LLC for right of way acquisitions regarding 2020 Mobility Bond Projects within Precincts 1, 2, 3, and 4. (Fund: Right of Way)**
- J. Approve payment of Invoice No. ES180724-27 in the amount of \$6,672.50 to Amani Engineering, Inc. for professional engineering services regarding Intersection Improvements, Mobility Bond Project No. 17114, Precinct 2. (Fund: Mobility Bonds)**
- K. Approve payment of Invoice No. 722024 in the amount of \$12,492.45 to RPS Infrastructure, Inc. for professional engineering services regarding Julia Avenue, Mobility Bond Project No. 20224x, Precinct 2. (Fund: Mobility Bonds)**
- L. Approve payment of Invoice No. 2524 in the amount of \$3,426.00 to Epic Transportation Group, LP for professional engineering services regarding West Sycamore Road, Segment 4, Mobility Bond Project No. 17222x, Precinct 2. (Fund: Mobility Bonds)**
- M. Approve payment of Invoice No. 10080315 in the amount of \$622.61 to Half Associates, Inc. for professional engineering services regarding Bamore Road Segment 2, Mobility Bond Project No. 17105, Precinct 4. (Fund: Mobility Bonds)**
- N. Approve payment of Invoice No. 72377 in the amount of \$1,625.00 and Invoice No. 72714 in the amount of \$980.00 to Costello, Inc. for professional engineering services regarding Beechnut Street, Mobility Bond Project No. 17204, Precinct 4. (Fund: Mobility Bonds)**
- O. Approve payment of Invoice No. 86802 in the amount of \$483.00 to R.G. Miller Engineers, Inc. for professional engineering services regarding Ransom Road, Mobility Bond Project No. 17102, Precinct 4. (Fund: Mobility Bonds)**
- P. Approve payment of Invoice No. 12444 in the amount of \$4,038.00 to Lippke Cartwright & Roberts for professional engineering services regarding Front Street, Mobility Bond Project No. X18, Precinct 4. (Fund: Mobility Bonds)**

Item 9 continued - Engineering - Payments:

Q. Approve payment of Invoice No. 22-6-000127 in the amount of \$5,287.25 and Invoice No. 22-7-000074 in the amount of \$13,356.64 to Geotech Engineering & Testing for construction materials testing services regarding Front Street, Mobility Bond Project No. x18, Precinct 4. (Fund: Mobility Bonds)

10. ENGINEERING-PERMITS:

A. Approve permit application from R Construction Civil LLC dba R Construction Company to install a waterline and sanitary sewer line along Candela Heights Drive, Permit No. 2022-57294, Precinct 1.

B. Approve permit application from R Construction Civil, LLC dba R Construction Company to install a waterline, sanitary sewer line, storm sewer, and two temporary construction entrances along Anserra Trail and Kingsland Boulevard, Permit No. 2022-57493, Precinct 1.

C. Approve permit application from Southwestern Bell Telephone Company dba AT&T Texas/United Engineers Inc to install fiber optic cable along Mason Road near FM 1093, Permit No. 2022-57502, Precinct 1.

D. Approve permit application from Comcast of Houston, LLC to install fiber optic cable across Texas Heritage Parkway, Permit No. 2022-57516, Precinct 1.

E. Approve permit application from AARTI Western, LLC/Hill Ranch Estates to install two temporary construction driveways on Ashe Road and Bowser Road, Permit No. 2022-57236, Precinct 1.

F. Approve permit application from Tennessee Gas Pipeline Company, LLC to install a temporary construction driveway near 32603 Hepplewhite Drive and bore a pipeline crossing under Hepplewhite Drive, Permit No. 2022-57150, Precinct 1.

G. Approve release of Performance Bond from Hurtado Construction Company for work completed along Avenue R, Permit No. 2019-28435, Precinct 1.

H. Approve release of Performance Bond from Hurtado Construction Company for work completed along Cinco Terrace Drive and Juniper Stone Lane, Permit No. 2021-49979, Precinct 1.

I. Approve release of Performance Bond from Texas Dewatering, LLC for work completed along Sienna Parkway, Waters Lake Boulevard and Emory Park, Permit No. 2021-48629, Precinct 2.

J. Approve release of Performance Bond from Hurtado Construction Company for work completed along Long Prairie Trace, Permit No. 2020-35109, Precinct 4.

K. Approve release of Performance Bond from Hurtado Construction Company for work completed along Richmond Parkway, Permit No. 2020-36191, Precinct 4.

Item 10 continued - Engineering - Permits:

- L. Approve release of Performance Bond from Hurtado Construction Company for work completed within Seabourne Creek, Permit No. 2021-46385, Precinct 4.
- M. Approve permit application from King Construction Materials Co. Inc to install stormwater outfall pipes along Buls Road for Buls Meadows Estates, Permit No. 2022-57547, Precinct 4.
- N. Approve permit application from PS Lightwave, Inc to install utility pole along Peek Road, Permit No. 2022-57544, Precinct 4.
- O. Approve permit application from Comcast of Houston, LLC to install fiber optic cable along West Belfort and West Aliana Trace Drive, Permit No. 2022-57548, Precinct 4.
- P. Approve permit application from PS Lightwave, Inc to install fiber optic cable along Peek Road and Park Westheimer Boulevard, Permit No. 2022-57542, Precinct 4.
- Q. Approve permit application from Windstream Sugarland, LLC to install fiber optic cable along various streets within Mission Bend San Miguel and Mission Glen Estates subdivisions, Permit No. 2022-57531, Precinct 4.
- R. Approve permit application from CenterPoint Energy to install a gas line along Mason Road to provide service to 7600 Mason Road, Permit No. 2022-57501, Precinct 4.
- S. Approve permit application from Comcast of Houston, LLC to install fiber optic cable along W Grand Parkway S and Mason Road, Permit No. 2022-55621, Precinct 4.
- T. Approve permit application from CenterPoint Energy/Binkley & Barfield, Inc. to install fiber optic cable across Snake Creek, Permit No. 2022-57287, Precinct 4.
- U. Approve permit application from CH-AFH/Houston District West, L.P./Maple Multi-Family Contractor LLC to install a commercial driveway and left-turn lane at 22100 Park Westheimer Boulevard, Permit No. 2022-57490, Precinct 4.
- V. Approve permit application from PS Lightwave, Inc to install utility poles along Powerline Road, Permit No. 2022-57281, Precinct 4.
- 11. **ENGINEERING-DEVELOPMENT:**
 - A. Approve the plat for Prose District West, Precinct 4.
 - B. Set public hearing for acceptance of traffic control plan for Stewart Heights Section 16, Precinct 2. *(Tuesday, November 1, 2022 at 1:00 p.m.)*
 - C. Set public hearing for acceptance of traffic control plan for Huntington Place Section 5, Precinct 2. *(Tuesday, November 1, 2022 at 1:00 p.m.)*

Item 11 continued - Engineering - Development:

- D. Set public hearing for acceptance of traffic control plan for Grand Mission Estates Section 32, Precinct 4. *(Tuesday, November 1, 2022 at 1:00 p.m.)*

- 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. 3023710224 in the amount of \$5,586.54 to Huitt-Zollars for design services regarding the New North Library;
 - B. Approve payment of Invoice No. 06-221111 in the amount of \$1,518.89 to Meta Planning & Design for consulting services regarding the Precinct 3 Annex.

- 13. **GRANTS ADMINISTRATION:** The grant application for the below item(s) has been approved by Commissioners Court; the Grants Coordinator has reviewed the acceptance documents and makes the following recommendation(s) to Commissioners Court:

District Attorney: Accept grant funds in the amount of \$49,261.25 from the Texas Department of Transportation and authorize acceptance by electronic signature for the Stop Impaired Drivers: Fort Bend County District Attorney's Office No Refusal Program for the period of October 1, 2022 through September 30, 2023 with a \$12,315.33 cash match required by Fort Bend County for a project total in the amount of \$61,576.58. (Fund: District Attorney)

- 14. **HUMAN RESOURCES:**

Approve the rehire of former employee, Kimberly Tielke, who terminated employment on April 22, 2022, and who will be rehired effective October 10, 2022.

- 15. **PURCHASING:**

Approve Third Amendment to Agreement between Fort Bend County and Lemons Auctioneers, LLC, pursuant to RFP 19-089 for renewal Auctioneer Services for County and Public Transportation Assets for the term October 1, 2022 through September 30, 2023.

- 16. **ROAD & BRIDGE:**
 - A. **Road & Bridge:** Approve payment of Invoice Nos 4693 and 4709 in a total amount of \$73,388.93 to James Construction for materials used on Hopkins Road. (Fund: Advanced Funding/Certificates of Obligation)
 - B. **Road & Bridge:** Approve payment of Invoice No. 4713 in the amount of \$30,248.19 to James Construction for materials used on Hopkins Road. (Fund: Advanced Funding/Certificates of Obligation)

Item 16 continued - Road & Bridge:

- C. **Road & Bridge: Approve payment of Invoice Nos V081000100 and V081000101 in a total amount of \$363,790.00 for dump trucks purchased from Performance Truck. (Fund: Advanced Funding/Certificates of Obligation)**
- D. **Road & Bridge: Approve payment of Invoice No. 2337H in the amount of \$650,835.40 to Nueces Power Equipment for asphalt milling machine. (Fund: Advanced Funding/Certificates of Obligation)**
- E. **Vehicle Maintenance: Approve payment of Invoice Nos F13821 and F69947 in a total amount of \$72,141.73 to Lake Country Chevrolet for approved 2022 budget vehicles. (Fund: Advanced Funding/Certificates of Obligation)**
- F. **Vehicle Maintenance: Approve payment of Invoice Nos 18572F, 18591F and 19011F in a total amount of \$96,100.50 to Silsbee Ford for approved vehicles.(Fund: Advance Funding Resolution/Certificates of Obligation)**

17. SHERIFF'S OFFICE:

Record into the Minutes Third Amendment to Commissary Services Pursuant to RFP 18-094, between Fort Bend County and Aramark Correctional Services. (Fund: Sheriff Commissary)

18. TAX ASSESSOR/COLLECTOR:

Approve & record into Minutes tax payment refunds in the amount of \$18,150.94 for the Office of Carmen P. Turner.

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Consent Agenda
Items 6 - 18.

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

19. AUDITOR:

- A. Take all appropriate action to authorize release of second allocation for the Triple R - Small Business Loan/Grant Program in the amount of \$500,000 bringing the total allocation to \$1,000,000.**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
 Duly put and unanimously carried (5-0), it is ordered to authorize release of second allocation for the Triple R - Small Business Loan/Grant Program in the amount of \$500,000 bringing the total allocation to \$1,000,000.

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

- B. Take all appropriate action on Brazos River Bank Stabilization/Erosion Control Grant Application through Texas Department of Emergency Management (Building Infrastructure and Communities Grant) and provide Tetra Tech notice to proceed under current agreement.**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
 Duly put and unanimously carried (5-0), it is ordered to approve Brazos River Bank Stabilization/Erosion Control Grant Application through Texas Department of Emergency Management (Building Infrastructure and Communities Grant) and provide Tetra Tech notice to proceed under current agreement.

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

- C. Take all appropriate action on Precinct 4 Residential Flood Mitigation Grant Application through Texas Department of Emergency Management (FEMA Flood Mitigation Assistance Grant) and provide Tetra Tech notice to proceed under current agreement.**

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to approve Precinct 4 Residential Flood Mitigation Grant Application through Texas Department of Emergency Management (FEMA Flood Mitigation Assistance Grant) and provide Tetra Tech notice to proceed under current agreement.

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

20. CONSTABLE, PCT. 1:

Take all appropriate action on Interlocal Agreements for Additional Law Enforcement Services with services to be provided by the Office of Fort Bend County Constable Precinct 1, effective through September 30, 2023 between Fort Bend County and the following entities:

| | |
|-----------|--|
| 1. | Fort Bend Municipal Utility District No. 185; |
| 2. | Grand Lakes Municipal Utility District No. 4; |
| 3. | Grand Lakes Municipal Utility District No. 2; and |
| 4. | Cinco Municipal Utility District No. 8 |

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Interlocal Agreements for Additional Law Enforcement Services with services to be provided by the Office of Fort Bend County Constable Precinct 1, effective through September 30, 2023 between Fort Bend County and the following entities:

| | |
|----|---|
| 1. | Fort Bend Municipal Utility District No. 185; |
| 2. | Grand Lakes Municipal Utility District No. 4; |
| 3. | Grand Lakes Municipal Utility District No. 2; and |
| 4. | Cinco Municipal Utility District No. 8 |

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

21. CONSTABLE, PCT. 3:

Take all appropriate action on Interlocal Agreements for Additional Law Enforcement Services with services to be provided by the Office of Constable Precinct 3, effective through September 30, 2023.

| | |
|-----------|---|
| 1. | Fort Bend County Municipal Utility District No. 129; and |
| 2. | Fort Bend County Municipal Utility District No. 119 |

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to approve Interlocal Agreements for Additional Law Enforcement Services with services to be provided by the Office of Constable Precinct 3, effective through September 30, 2023.

| | |
|----|--|
| 1. | Fort Bend County Municipal Utility District No. 129; and |
| 2. | Fort Bend County Municipal Utility District No. 119 |

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

22. HEALTH & HUMAN SERVICES:

Emergency Medical Services: Take all appropriate action to amend the FY2022 budget by \$618,500 as detailed on Director's form dated September 29, 2022 to allocate funds for salaries and overtime pursuant to Texas Local Government Code Section 111.07075.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to amend the FY2022 budget by \$618,500 as detailed on Director's form dated September 29, 2022 to allocate funds for salaries and overtime pursuant to Texas Local Government Code Section 111.07075.

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

23. ENGINEERING:

- A. Take all appropriate action on request for temporary road closure beginning October 12, 2022, until the end of the project, pursuant to Section 251.011 of the Texas Transportation Code for Beechnut Street, regarding Mobility Bond Project No. 17410, Precinct 4.**

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve request for temporary road closure beginning October 12, 2022, until the end of the project, pursuant to Section 251.011 of the Texas Transportation Code for Beechnut Street, regarding Mobility Bond Project No. 17410, Precinct 4.

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

Item 23 continued - Engineering:

- B. Take all appropriate action on request for temporary road closure, pursuant to Section 251.011 of the Texas Transportation Code, for Anserra Trail; to begin October 5, 2022 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 Anserra Trail; to begin October 5, 2022 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 median break separation requirements as stated in Permits For The Construction of Driveway and Culverts on County Easements and Right of Ways-Section 12, for Circle Oak Manford Boulevard, on behalf of LJA Engineering, Precinct 4.**

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve request for variance to the median break separation requirements as stated in Permits For The Construction of Driveway and Culverts on County Easements and Right of Ways-Section 12, for Circle Oak Manford Boulevard, on behalf of LJA Engineering, Precinct 4.

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

24. HUMAN RESOURCES:

- A. Take all appropriate action on request to assign one (1) 2016 Ford Fusion, Unit No. V080, from Vehicle Maintenance to the Economic Opportunity & Development Department, as an addition to fleet for the Director.**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to approve request to assign one (1) 2016 Ford Fusion, Unit No. V080, from Vehicle Maintenance to the Economic Opportunity & Development Department, as an addition to fleet for the Director.

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

- B. Take all appropriate action on Amendment to Implement In-Service Distribution, Article 1 of the Fort Bend County 457(b) Deferred Compensation Plans with Nationwide, Empower Retirement/Edward Jones and Security Benefit/Dearborn & Creggs to allow in-service distribution at age 59 1/2 and authorize County Judge KP George to execute any and all documents necessary to implement this option.**

Moved by Commissioner Meyers, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Amendment to Implement In-Service Distribution, Article 1 of the Fort Bend County 457(b) Deferred Compensation Plans with Nationwide, Empower Retirement/Edward Jones and Security Benefit/Dearborn & Creggs to allow in-service distribution at age 59 1/2 and authorize County Judge KP George to execute any and all documents necessary to implement this option.

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

25. JUSTICE OF THE PEACE, PCT. 2, PLACE 2:

Take all appropriate action on request to create a new Court Coordinator Position, Grade CRT of the Executive Structure, in the Justice of the Peace Precinct 2, Place 2 Office, effective October 4, 2022. (Fund: Justice of the Peace Pct 2-2)

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve request to create a new Court Coordinator Position, Grade CRT of the Executive Structure, in the Justice of the Peace Precinct 2, Place 2 Office, effective October 4, 2022. (Fund: Justice of the Peace Pct 2-2)

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

Item 25 Justice of the Peace, Pct. 2, Place 2 was revisited before Reconvene Open Session to correct the Funding Source to Contingency.

Item 25 should Read As Follows:

Take all appropriate action on request to create a new Court Coordinator Position, Grade CRT of the Executive Structure, in the Justice of the Peace Precinct 2, Place 2 Office, effective October 4, 2022. (Fund: Contingency)

26. MEDICAL EXAMINER:

Take all appropriate action on request to transfer the amount of \$27,000 from Non-Departmental Contingency into Medical Examiner Fees to allocate funds to cover additional transport fees from unexpected courtesy hold cases not planned for in the FY2022 budget.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to approve request to transfer the amount of \$27,000 from Non-Departmental Contingency into Medical Examiner Fees to allocate funds to cover additional transport fees from unexpected courtesy hold cases not planned for in the FY2022 budget.

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

27. PARKS & RECREATION:

- A. Take all appropriate action on blanket easement to Center Point Energy Houston, LLC regarding electrical distribution and communication facilities at Daily Park as shown in Exhibits A & B.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve blanket easement to Center Point Energy Houston, LLC regarding electrical distribution and communication facilities at Daily Park as shown in Exhibits A & B.

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

- B. Take all appropriate action on request to waive remaining rental fee balance in the amount of \$155 for use of fields at Freedom Park due to clerical error.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve request to waive remaining rental fee balance in the amount of \$155 for use of fields at Freedom Park due to clerical error.

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

28. PURCHASING:

- A. Take all appropriate action on Change Order No. 1 between Fort Bend County and Conference Technologies, Inc., utilizing TIPS Contract No. 200904 for additional services related to Fort Bend County football fields, in an additional amount of \$15,170 for a total contract amount not to exceed \$60,778.01. (Fund: Post Oak Fields)**

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Change Order No. 1 between Fort Bend County and Conference Technologies, Inc., utilizing TIPS Contract No. 200904 for additional services related to Fort Bend County football fields, in an additional amount of \$15,170 for a total contract amount not to exceed \$60,778.01. (Fund: Post Oak Fields)

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

Item 28 continued - Purchasing:

B. Take all appropriate action on Bid 22-101, Construction of California Street for Fort Bend County Mobility Bond Project No. 20221X.

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to award Bid 22-101, Construction of California Street for Fort Bend County Mobility Bond Project No. 20221X to low bidder Houston Concrete SawCut, LLC in the amount of \$195,948.24.

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

C. Take all appropriate action on Change Order 1 between Fort Bend County and MetroCity LLC., to increase the contract in the amount of \$86,384.47 for a total contract amount not to exceed \$441,825.47 and to extend the contract end date to October 10, 2022; pursuant to Bid No. B22-033, regarding Voss Road Intersections, Mobility Bond Project No. 17404-13, Precinct 3. (Fund: Mobility Bonds)

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to approve Change Order 1 between Fort Bend County and MetroCity LLC., to increase the contract in the amount of \$86,384.47 for a total contract amount not to exceed \$441,825.47 and to extend the contract end date to October 10, 2022; pursuant to Bid No. B22-033, regarding Voss Road Intersections, Mobility Bond Project No. 17404-13, Precinct 3. (Fund: Mobility Bonds)

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

Item 28 continued - Purchasing:

- D. Take all appropriate action on Eighth Amendment to Agreement between Fort Bend County and Aramark Correctional Services, LLC, pursuant to RFP 15-058 for renewal of inmate food services in an amount not to exceed \$1,742,318 effective October 1, 2022 through September 30, 2023. (Fund: Sheriff’s Office, Detention)**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
 Duly put and unanimously carried (5-0), it is ordered to approve Eighth Amendment to Agreement between Fort Bend County and Aramark Correctional Services, LLC, pursuant to RFP 15-058 for renewal of inmate food services in an amount not to exceed \$1,742,318 effective October 1, 2022 through September 30, 2023. (Fund: Sheriff’s Office, Detention)

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

Jaime Kovar, Purchasing Agent explained this item is backdated to October 1. This is a continuation of the current existing agreement.

Michelle Turner, Chief – General Counsel, noted the parties agree the effective date is October 1. The wording backdated should not be used. It is clear in the agreement of what has happened and the parties agree the services were effective.

- E. Take all appropriate action on Bid 23-005, term contract for Concrete Curbs and Gutters.**

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
 Duly put and unanimously carried (5-0), it is ordered to award Bid 23-005, term contract for Concrete Curbs and Gutters to 717 Construction Services, LLC, Richmond, TX.

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

Item 28 continued - Purchasing:

- F. Take all appropriate action on request to transfer the amount of \$1,000 from Non-Departmental Contingency into Purchasing Office, Fees, to allocate funds for legal notice expenses for solicitations.**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve request to transfer the amount of \$1,000 from Non-Departmental Contingency into Purchasing Office, Fees, to allocate funds for legal notice expenses for solicitations.

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

- G. Take all appropriate action on Agreement between Fort Bend County and Hines Architecture + Design, for professional architectural and engineering design services for Phase 1 of the County's African American Memorial Park, in an amount not to exceed \$376,200. (Fund: Precinct 4 Parks Bond)**

Moved by Commissioner DeMerchant, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and Hines Architecture + Design, for professional architectural and engineering design services for Phase 1 of the County's African American Memorial Park, in an amount not to exceed \$376,200. (Fund: Precinct 4 Parks Bond)

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

- H. Take all appropriate action on Agreement between Fort Bend County and Fort Bend History Association (formerly Fort Bend Museum Association) for professional services in historic preservation activities in the amount of \$112,500 effective October 1, 2022 through September 30, 2023. (Fund: Non-Departmental, Fees)**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and Fort Bend History Association (formerly Fort Bend Museum Association) for professional services in historic preservation activities in the amount of \$112,500 effective October 1, 2022 through September 30, 2023. (Fund: Non-Departmental, Fees)

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

Item 28 continued - Purchasing:

I. Take all appropriate action on Bid 22-104, roof replacement projects at various locations for Fort Bend County.

Moved by Commissioner Meyers, Seconded by Commissioner DeMerchant
Duly put and unanimously carried (5-0), it is ordered to award Bid 22-104, roof replacement projects at various locations for Fort Bend County to low bidder CS Advantage USAA, Inc., College Station, TX.

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

29. ROAD & BRIDGE:

Take all appropriate action on Interlocal Agreement between Fort Bend County and Fort Bend County Emergency Services District No. 4 for purchase of fuel, effective through September 30, 2023.

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Interlocal Agreement between Fort Bend County and Fort Bend County Emergency Services District No. 4 for purchase of fuel, effective through September 30, 2023.

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

30. TAX ASSESSOR/COLLECTOR:

- A. Take all appropriate action on First Amendment to Interlocal Cooperation Agreement for Collection of Taxes between Fort Bend County and Fort Bend Fresh Water Supply No. 2, for change in services to be provided and increase in the total maximum compensation under the agreement effective through September 30, 2023.**

Moved by Commissioner DeMerchant, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to approve First Amendment to Interlocal Cooperation Agreement for Collection of Taxes between Fort Bend County and Fort Bend Fresh Water Supply No. 2, for change in services to be provided and increase in the total maximum compensation under the agreement effective through September 30, 2023.

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

- B. Take all appropriate action on Interlocal Cooperation Agreements for the Collection of Taxes between Fort Bend County and the following entities effective through June 30, 2023:**

| | |
|-----------|--|
| 1. | Cinco Municipal Utility District No. 7; |
| 2. | Fort Bend Water Control Improvement District No. 2; and |
| 3. | Fort Bend County Emergency Services District No. 9 |

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
 Duly put and unanimously carried (5-0), it is ordered to approve Interlocal Cooperation Agreements for the Collection of Taxes between Fort Bend County and the following entities effective through June 30, 2023:

| | |
|----|---|
| 1. | Cinco Municipal Utility District No. 7; |
| 2. | Fort Bend Water Control Improvement District No. 2; and |
| 3. | Fort Bend County Emergency Services District No. 9 |

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

31. 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
\$6,050,220.89, which includes routine disbursements of \$5,488,574.40.

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

Recess:

Recessed at 1:36 p.m.

32. (Corrected to include: Meet in Closed Session to deliberate the following matters as authorized by the Texas Government Code:)

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

Executive Manager Evaluations:

- 1.) Director of Health & Human Services**
- 2.) Road & Bridge Commissioner**

Closed Session:

Convened at 1:51 p.m.
Adjourned at 2:26 p.m.

Reconvene:

Reconvened at 2:29 p.m.

Item 25 Justice of the Peace, Pct. 2, Place 2 was revisited before Reconvene Open Session to correct the Funding Source to Contingency.

Item 25 should Read As Follows:

Take all appropriate action on request to create a new Court Coordinator Position, Grade CRT of the Executive Structure, in the Justice of the Peace Precinct 2, Place 2 Office, effective October 4, 2022. (Fund: Contingency)

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

Executive Manager Evaluations:

1.) Director of Health & Human Services

The evaluation has been completed by Commissioners Court and will be part of the Director of Health & Human Services personnel file.

2.) Road & Bridge Commissioner

The evaluation has been completed by Commissioners Court and will be part of the Road & Bridge Commissioner personnel file.

34. Adjournment.

Commissioners Court adjourned at 2:30 p.m. on Tuesday, October 4, 2022.

Moved by Commissioner Meyers,
to adjourn.



I attest to the accuracy of the foregoing minutes.

Laura Richard, County Clerk, Fort Bend County, Texas