# APPROVAL OF MINUTES COMMISSIONERS COURT FORT BEND COUNTY

I, Laura Richard, duly elected	l County Clerk and C	Clerk of Court, Fo	ort Bend County, Texas
do hereby submit the Officia	l Minutes of Commi	ssioners Court h	eld on the 28th day of
January, 2025.			
LAU	JRA RICHARD, COL	hand UNTY CLERK	
Now, therefore, be it resolved seconded by Commissioner		_	Meyers  d carried, it is ordered
to accept as presented for rec			ŕ
February, 2025.		••	<u> </u>
	KP CEOPCE CO	JINTY HIDCE	

#### **MINUTES**

BE IT REMEMBERED, That on this 28TH DAY of JANUARY, 2025, 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

LAURA RICHARD COUNTY CLERK

Commissioner McCoy absent.

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 County Judge KP George.

Invocation was led by Shaykh Dr. Ali Ahmed, Resident Scholar of Brand Lane Islamic Center and Pledges of Allegiance by County Judge KP George.

# 3. Approve minutes of regular meeting held on January 14, 2025.

Moved by Commissioner Meyers, Seconded by Commissioner Prestage Duly put and unanimously carried (4-0), it is ordered to approve minutes of regular meeting held on January 14, 2025.

4. Public Comments regarding the Agenda and Announcements.
No public comments.

Greg Babst, Emergency Manager gave an update on Winter Storm ENZO. Mr. Babst highlighted the proactive measures taken before the storm, reviewed the timeline of activation and gave a report on specifics which included the number of calls, weather briefings, 104 County employees who assisted the EOC, County closure of three days and 10 County departments involved in the incident response. Mr. Babst thanked all who participated and helped the EOC.

Commissioner Meyers congratulated Fort Bend ISD Austin High School students who were selected to attend the Elite Commander of Naval Air Force Flight Academy.

# **CONSENT AGENDA ITEMS: 5 - 27**

- 5. Record into the Minutes out-of-state travel by Elected Officials:
  - A. <u>Tax Assessor/Collector:</u> Tax Assessor-Collector Carmen P. Turner to Washington, D.C., February 28, 2025, through March 5, 2025, to attend the 2025 National Association for Counties Legislative Conference. (Fund: Travel)
  - B. <u>Tax Assessor/Collector:</u> Tax Assessor-Collector Carmen P. Turner to Jefferson, Alabama, May 27, 2025, through June 1, 2025, to attend the 2025 39th Annual National Organization of Black County Officials Economic Development Conference (Fund: Travel)
  - C. <u>Tax Assessor/Collector:</u> Tax Assessor-Collector Carmen P. Turner to Washington, D.C., September 23, 2025, through September 28, 2025, to attend the 2025 Legislative Congressional Black Caucus (ALC54). (Fund: Travel)
- 6. OUT-OF-STATE TRAVEL: Approve out-of-state travel requests for County personnel:
  - A. <u>Animal Services</u>: Approve out-of-state travel for two (2) employees to Las Vegas, Nevada, April 14, 2025, through April 18. 2025, to attend the 2025 HSUS Animal Care Expo. (Fund: Travel)
  - B. <u>District Attorney:</u> Approve out-of-state travel for six (6) District Attorney employees to Norwood, Massachusetts, April 28, 2025, through May 2, 2025, to attend the National Cyber Crime Conference. (Fund: Travel)
  - C. <u>District Attorney:</u> Approve out-of-state travel for (2) District Attorney Employees to Orlando, Florida, April 28, 2025, through May 9, 2025, to attend the Certified Forensic Computer Examiner Training. (Fund: Travel)

#### **Item 6 continued - Out-of-State Travel:**

- D. <u>Health & Human Services:</u> Approve out-of-state travel for C. Brokett to Orlando, Florida, February 23, 2025, through February 27, 2025, to attend the 2025 Association of Healthcare Emergency Preparedness Conference. (Fund: City Readiness Initiative Grant)
- E. <u>Library:</u> Approve out-of-state travel for R. Weeks to La Jolla, California, February 19, 2025, through February 22, 2025, to attend the Urban Libraries Council Board Retreat. (Fund: Travel)
- F. <u>Library:</u> Approve out-of-state travel for R. Weeks to Phoenix, Arizona, March 5, 2025, through March 8, 2025, to attend the EBSCO Public Library Leaders Advisory Board Meeting. (Fund: Travel)
- G. <u>Medical Examiner:</u> Approve out-of-state travel for P. Smith to Baltimore, Maryland, February 14, 2025, through February 22, 2025, to attend the 77th Annual American Academy of Forensic Sciences Conference. (Fund: Travel)
- H. <u>Public Transportation:</u> Approve out-of-state travel for P. D'Armond and B. O'Neal to Phoenix, Arizona, March 14, 2025, through March 20, 2025, to attend APTA Legal Affairs Seminar. (Fund: Travel)
- I. <u>Sheriff's Office:</u> Approve out-of-state travel for D. Tondera to, Oklahoma City, Oklahoma, February 13, 2025, through February 14, 2025, to testify in a Federal Court Case. (Fund: Department of Homeland Security)
- J. <u>Sheriff's Office:</u> Approve out-of-state travel for G. Hilaire to Huntsville, Alabama, February 2, 2025, through February 14, 2025, to attend the FBI Digital Forensics Fundamentals.(Fund: Travel)
- K. <u>Tax Assessor/Collector:</u> Approve out-of-state travel for J. Thornton, S. Walker, and I. Arreguin to Washington, D.C., February 28, 2025, through March 5, 2025, to attend the 2025 National Association of Counties Legislative Conference. (Fund: Travel)
- L. <u>Tax Assessor/Collector:</u> Approve out-of-state travel for J. Thornton and S. Walker to Jefferson, Alabama, May 27, 2025, through June 1, 2025, to attend the 2025 39th Annual National Organization of Black County Officials Development Conference. (Fund: Travel)

#### 7. **COUNTY JUDGE:**

A. Record into the minutes Fort Bend County Emergency Services District No. 9, Oath of Office of Commissioner(s): RJ Reiser, Barbara Smolik, and Jon Norwood.

## **Item 7 continued - County Judge:**

B. Accept and record the generous donation from the County Judge Youth Leadership Program - Animal Welfare Group, in the amount of \$533 to the Rosenberg Animal Shelter.

Item 7B has been pulled and moved to after Consent Agenda Items 5-27.

## 8. COMMISSIONER, PCT. 1:

Approve the reappointment of Paul Lambert and Michael Odom to the Fort Bend County Emergency Services District No. 1 Board of Directors for a two-year term, effective through December 31, 2026.

#### 9. **BUDGET & FINANCE:**

Approve the quarterly County investment reports from Meeder Public Funds for the fourth quarter of Fiscal Year 2024 in accordance with Texas Government Code Section 2256.023.

#### 10. BEHAVIORAL HEALTH SERVICES:

- A. Approve request for variance to the Fort Bend County Travel Policy, Annex B to allow an exception to an increase in the approved government hotel rate in the amount of \$128.14 for an employee, for travel on December 2, 2024, through December 5, 2024, to attend the 2024 Mental Health Conference. (Fund: Travel & Training)
- B. Approve request for variance to the Fort Bend County Travel Policy, Annex B to allow an exception to an increase in the government hotel rate in the amount of \$342.90 for an employee, for travel on December 2, 2024, through December 5, 2024, to attend the 2024 Mental Health Conference. (Fund Travel & Training)

#### 11. COUNTY ATTORNEY:

Record into the minutes the Annual Report of Eminent Domain Authority, submitted as required under Senate Bill 1812, detailing the authority Fort Bend County to exercise the power of Eminent Domain in Texas.

## 12. COUNTY CLERK:

Approve the request for use of the Fort Bend County seal by the Fort Bend County District Clerk and Fort Bend County Clerk for the County and District Clerk's Association of Texas (CDCAT) Summer Conference to be held June 8, 2025, through June 12, 2025.

#### 13. COUNTY TREASURER:

- A. Approve monthly report submitted by the County Treasurer for October 2024, and authorize advertisement of affidavit of the same, in accordance with Local Government Code 114.026.
- B. Approve monthly report submitted by the County Treasurer for November 2024, and authorize advertisement of affidavit of the same, in accordance with Local Government Code 114.026.

#### 14. DISTRICT CLERK:

Record into the Minutes the County & District Clerks' Association of Texas Certificate of Completion Awarded to District Clerk, Beverley McGrew Walker, for completing the required twenty (20) hours of continuing education for 2024, as prescribed in Section 51.605 of the Texas Government Code.

## 15. ENGINEERING-PERMITS:

# A. ENGINEERING-PERMITS, PCT. 4:

Approve release of Cashier's Check from Potentia US Battery Storage Holding/IEP Tejas Verde LLC for work completed at 8755 ½ Hwy 90A, Permit No. 2023-64712, Precinct 4.

## 16. ENGINEERING-DEVELOPMENT:

- A. Accept the County Road Log adjustment of street lengths for Pitts Road just past Hwy 90A toward Pecan Grove, removing a portion from the County Road Maintenance System, Precinct 1.
- B. Approve the following plats:
  - 1. North Fulshear Estates Replat of Part of Lots 9 & 10, Precinct 1;
  - 2. Fenn Platinum Group, LLC, Precinct 2; and
  - 3. Bellaire Townhomes, Precinct 4
- C. Accept the streets in Jordan Ranch Street Dedication No. 10 and Reserves: Birch View Lane 1,891.91 LF, Wild Larch Circle 56.58 LF, Mulberry Bush Lane 51.05 LF, Smokey Wood Lane 59.31 LF, Lemonwood Lane 270.43 LF for a total of 2,329.28 LF and release the bond in the amount of \$247,100.00, Precinct 1.
- D. Accept the streets in Heritage Park Drive Phase 4 Street Dedication: Heritage Park Drive 1,858.53 LF and release the bond in the amount of \$130,097.10, Precinct 2.

## **Item 16 continued - Engineering-Development:**

- E. Accept the streets in Stonecreek Estates Section Seven: Glass Peak Lane 896.53 LF, Deep Lapis Circle 158.05 LF, Moonstone Circle 270.70 LF, Morganite Court 198.37 LF for a total of 1,523.65 LF and release the bond in the amount of \$124,180.00, Precinct 2.
- F. Accept the streets in Tamarron Section 44: Pikes Peak Drive 785.22 LF, Hoelzen Hollow Drive 621.44 LF, Red Rocks Park Drive 1,478.00 LF, Dagostino Creek Drive 632.53 LF, Silverton Drive 586.06 LF, Royal Elk Court 100.31 LF for a total of 4,203.56 LF and release the bond in the amount of \$294,038.50, Precinct 1.
- G. Accept the streets in Sienna Section 64: Crown Forest Drive 2,427.56 LF, Royal Knoll Lane 216.70 LF, Victory Cove Lane 206.76 LF, Hunters Run Drive 1,014.51 LF, Sterling Spring Drive 246.94 LF, River Glen Cove 158.70 LF for a total of 4,271.17 LF and release the bond in the amount of \$272,119.40, Precinct 2.
- H. Accept the streets in Windstone on the Prairie Section Two: Windstone Glen Way 2,628.88 LF, Plains Lodge Lane 55.00 LF, Elm Landing Lane 55.00 LF, Prairie Grove Drive 785.75 LF, Misty Iris Way 827.61 LF, Faded Violet Drive 1,054.95 LF, Audubon Russet Drive 1,296.34 LF, Palladium Lilac Lane 265.00 LF, Candle Manor Lane 255.00 LF, Park Landing Lane 321.43 LF, Canyon Stream Street 55.02 LF for a total of 7,599.98 and release the bond in the amount of \$560,316.40, Precinct 4.
- I. Approve the plat for roads within the following:

1.	Huntington Place Section 7, Precinct 2;
2.	Monarch Landing Section 1, Precinct 2; and
3.	Arabella on the Prairie Section Five, Precinct 4.

J. Approve the plat for lots within the following:

1.	Huntington Place Section 7, Precinct 2;
2.	Monarch Landing Section 1, Precinct 2; and
3.	Arabella on the Prairie Section Five, Precinct 4.

K. Set public hearing on the request to modify the Fort Bend County Major Thoroughfare Plan, specifically Macek Road from FM 2759 to the proposed A. Myers Road within the extraterritorial jurisdictions of Sugarland and Thompsons, Precinct 2. (*Tuesday, February 25, 2025, at 1:00 p.m.*)

## **Item 16 continued - Engineering-Development:**

- L. Set public hearing for acceptance of traffic control plans for the following (*Tuesday, February 25, 2025*):
  - 1. Fulshear Bend Drive Street Dedication No. 1 in Cross Creek West, Precinct 1;
  - 2. Sienna Section 60C, Precinct 2; and
  - 3. Arabella on the Prairie Section 4, Precinct 4.

Item 16L has been corrected to read:

Set public hearing for acceptance of traffic control plans for the following (*Tuesday*, *February 25, 2025*):

- 1. Fulshear Bend Drive Street Dedication No. 1 in Cross Creek West, Precinct 1;
- 2. Sienna Section 50C, Precinct 2; and
- 3. Arabella on the Prairie Section 4, Precinct 4.
- 17. FORT BEND COUNTY TOLL ROAD AUTHORITY: The Board of Directors of the Fort Bend County Toll Road Authority reviewed the following items at their regular Board meetings held on December 16, 2024, and January 20, 2025, and made the following recommendations to Commissioners Court:
  - A. Approve Engineering Services Agreement between Fort Bend County Toll Road Authority and Edminster, Hinshaw, Russ & Associates, Inc., to prepare plans, specifications, and estimates, and related documents for Project No. 101-1050.
  - B. Approve Engineering Services Agreement between Fort Bend County Toll Road Authority and Binkley & Barfield Inc., to prepare plans, specifications, and estimates, and related documents for Project No. 101-1050.
  - C. Approve Engineering Services Agreement between Fort Bend County Toll Road Authority and Entech Civil Engineers Inc., to prepare plans, specifications, and estimates, and related documents for Project No. 101-1050.
  - D. Approve Engineering Services Agreement between Fort Bend County Toll Road Authority and Geotest Engingeering Inc., to prepare plans, specifications, and estimates, and related documents for Project No. 101-1050.

## **Item 17 continued - Fort Bend County Toll Road Authority:**

E. Approve Engineering Services Agreement between Fort Bend County Toll Road Authority and Geotest Engineering Inc., for construction materials testing & inspection and geotechnical engineering services.

Item 17E has been corrected to read:

Approve Engineering Services Agreement between Fort Bend County Toll Road Authority and HVJ Associates, Inc., for construction materials testing & inspection and geotechnical engineering services.

- F. Approve Engineering Services Agreement between Fort Bend County Toll Road Authority and Elle Toll Services LLC, for consulting services.
- G. Approve Engineering Services Agreement between Fort Bend County and Aviles Engineering for materials testing and inspection services in connection with pavement replacement contract.
- H. Approve Resolution accepting recommended changes to the Non-Revenue and Discount Usage Policy.
- 18. FORT BEND GRAND PARKWAY TOLL ROAD AUTHORITY: The Board of Directors of the Fort Bend Grand Parkway Toll Road Authority reviewed the following items at their regular meetings held on December 16, 2024, and January 20, 2025, and makes the following recommendations to Commissioners Court:
  - A. Approve Agreement with Elle Toll Services LLC, for consulting services.
  - B. Approve Resolution accepting recommended changes to the Non-Revenue and Discount Usage Policy.
- 19. 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:
  - A. Sheriff's Office: Approve Letter of Intent to the Office of the Governor for the FY2026 VOCA (General Victims Assistance Grant Program) to assist with several key community partnered programs.
  - B. Sheriff's Office: Approve Letter of Intent to the Office of the Governor for the FY2026 VAWA (Violence Against Women Justice and Training Program) to assist with various key partners in maintaining and enhancing our collaborative efforts in improving response times, training, and sensitivity in assisting victims of domestic violence.

#### **Item 19 continued - Grants Administration:**

C. <u>Sheriff's Office:</u> Approve and accept the grant award from the Office of the Governor for the FY2024 State Criminal Alien Assistance Program in the amount of \$145,423, with no cash match required by Fort Bend County.

#### **20.** HEALTH & HUMAN SERVICES:

- A. <u>Environmental Health</u>: Approve Requirements Form between Fort Bend County and CenterPoint Energy LLC; to allow the use of Environmental Health surveillance cameras on poles and equipment owned by CenterPoint Energy to aid in the monitoring of high-volume areas of possible illegal dumping.
- B. <u>Health & Human Services</u>: Accept and record the generous donation from BAPS Charities of 100 blankets to support County Warming Centers operations and future needs.

#### 21. HOMELAND SECURITY & EMERGENCY MANAGEMENT:

Accept and sign the update to Annex A (Warning) to the County Basic Plan.

#### **22.** HUMAN RESOURCES:

Approve the withdrawal of hours from the Shared Sick Leave Pool as presented:

	Department:	Position No.	Quantity Of Hours:
1.	Constable Precinct 1	5503-0068	160
2.	Road & Bridge	6111-0081	200

#### 23. MEDICAL EXAMINER:

- A. Approve Volunteer Agreement between Fort Bend County and E. Karim Selem Echeverria, for course experience, effective through September 30, 2025.
- B. Approve Volunteer Agreement between Fort Bend County and A. Allahyari, for course experience, effective through September 30, 2025.

#### 24. PARKS & RECREATION:

Approve Community Use Request and Equipment Waiver Form to waive rental fees for the following, as presented and detailed in the list hereto attached:

	Requestor	Location	Date
1.	Lamplighter's Beneficial Alcoholics Anonymous Foundation	Landmark	March 15, 2025;
2.	Texas Skies District IOLS	Jones Creek Ranch	March 7, 2025, and March 8, 2025;
3.	Texas A&M AgriLife Extension	Fort Bend County Fairgrounds	April 19, 2025;
4.	Wings Track Club	Kitty Hollow Park	March 29, 2025;
5.	Missouri City Juneteenth Celebration Foundation	Landmark	June 17, 2025;
6.	Fort Bend County Homeland Security & Emergency Management	Fort Bend County Fairgrounds	May 2, 2025, and May 3, 2025;
7.	Southern Colony Homeowners Association Inc.	Mustang	March 22, 2025, and July 12, 2025;
8.	Spring Green Missionary Baptist Church	Jones Creek Ranch	August 16, 2025, and October 18, 2025;
9.	Valley Lodge Trail Riders Association	Jones Creek Ranch	February 26, 2025.

#### **25. PURCHASING:**

- A. Authorize advertising for bids for ammunition for the Sheriff's Office.
- B. Approve the purchase of federal supply service from Dana Safety Supply, Inc. utilizing GSA Contract No. GS-07F-0512T for various departments upon request from their Fiscal Year 2025 budgets.
- C. Record into Minutes the Official Bond and Oath for Jaime Kovar, Purchasing Agent, in the amount of \$5,000 effective January 13, 2025.
- D. Approve renewal of Bid 23-004, term contract for Law Enforcement Uniforms, Duty Gear and Body Armor, with Galls, LLC.
- E. Approve renewal of Bid 21-045, term contract for Periodical Subscriptions, with W.T. Cox Information Services.
- F. Approve renewal of Bid 24-047, term contract for Voice and Data Cabling, with MCA Communications, Inc.

## **Item 25 continued - Purchasing:**

- G. Approve renewal of Bid 24-031, term contract for Window Washing Services on the Exterior of Various Buildings, with Superior Building Services, Inc.
- H. Approve renewal of Bid 24-028, term contract for Electrical Services Contractor, with DM Electrical and Construction LLC. and Highlights of Houston, Inc. DBA Highlights Electrical.
- I. Approve renewal of Bid 24-034, term contract for Trade Books, with BTAC Acquisition Corp. DBA Baker & Taylor, LLC.
- J. Approve renewal of Bid 24-032, term contract for On-Site Clearing, Grubbing, Demolition, and Debris Services, with Waste Solutions USA LLC. and TFR Enterprises, Inc.
- K. Approve renewal of Bid 22-043, term contract for Mowing and Maintenance Services for Small Area Buyout Properties, with Personal Touch Management, Inc. DBA Special Touch Landscaping.
- L. Approve renewal of Bid 22-048, term contract for Hauling and Disposal of Condensate Leachate, with IKON Environmental Solutions LP.
- M. Approve renewal of Bid 23-021, term contract for Purchase of Extended Drain Performance Multi-Grade Engine Oil with NCH Corporation DBA Certified Laboratories.
- N. Approve renewal of Bid 23-034, term contract for Bottled Drinking Water, Cooler Rental, with BlueTriton Brands, Inc. DBA ReadyRefresh.
- O. Authorize advertising for bids for term contracts for Earthen Road Materials and Weed, Brush and Insect Control Chemicals.
- P. Approve Amendment to Agreement with Tetra Tech, Inc., pursuant to RFP 19-041 for the extension of hazard mitigation plan consulting services for emergency response through November 30, 2024, with no change in compensation. (Fund: Homeland Security & Emergency Management)
- Q. Approve the continued purchase of Motorola branded products and related services from Motorola Solutions, Inc., utilizing Texas Department of Information Resources Contract DIR-CPO-5433 for various departments upon request from their Fiscal Year 2025 budgets.

## **Item 25 continued - Purchasing:**

- R. Approve the purchase of data storage, data communications & networking equipment products, and related services from Datavox, Inc., utilizing Texas Department of Information Resources Contract No. DIR-CPO-5370 for various departments upon request from their Fiscal Year 2025 budgets.
- S. Approve renewal of Bid 24-025, term contract for Purchase of General Motor Repair Parts, with Classic Elite Chevy Sugar Land.
- T. Approve renewal of Bid 24-027, term contract for purchase of Chrysler repair parts, with Finnegan Chrysler Jeep South.
- U. Approve renewal of Bid 24-023, term contract for Wrecker Services for Fort Bend County Vehicles, with Buentello Wrecker Service.
- V. Approve renewal of Bid 24-033, term contract for Pauper Burial Services, with primary vendor Fort Bend Memorial Planning Center, LLC, and secondary vendor Carnes Funeral Home, Inc.
- W. Approve renewal of Bid 24-040, term contract for Purchase and Hauling of Chemical Road Materials, with Cleveland Asphalt Products, Inc., Martin Product Sales, LLC dba Martin Asphalt Company, and P Squared Emulsion Plants, LLC.
- X. Approve renewal of Bid 24-008, term contract for Fuel Treatment Program, with NCH Corporation dba Certified Laboratories.
- Y. Approve Fourth Amendment to Agreement with Tetra Tech, Inc., pursuant to RFP 19-041, Contingency All Hazards Consulting Services, to extend Investment and Jobs Act Consulting Support (IIJA) services through April 30, 2025, with no change in compensation.

## **26. SHERIFF'S OFFICE:**

Approve Affiliation and Program Agreement between Fort Bend County and the University of Texas Health Science Center's Forensic Psychiatry Fellowship Program, with services to be provided to the Fort Bend County Sheriff's Office, effective July 1, 2025, through December 31, 2025, with automatic one-year renewals, not to exceed ten years.

## 27. TAX ASSESSOR/COLLECTOR:

A. Record into minutes Monthly Report of Property Taxes during the month of December 2024.

#### **Item 27 continued - Tax Assessor/Collector:**

B. Approve and record into minutes tax payment refunds in the amount of \$11,217.63 for the office of Carmen P. Turner.

Moved by Commissioner Meyers, Seconded by Commissioner Morales Duly put and unanimously carried (4-0), it is ordered to approve Consent Agenda Items 5-27, with Item 7B pulled to acknowledge the Youth Leadership's efforts in raising a donation and with noted corrections to Item 16L and 17E as presented.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

Item 7B has been pulled and moved to after Consent Agenda Items 5-27.

Item 16L has been corrected to read:

Set public hearing for acceptance of traffic control plans for the following (*Tuesday*, *February 25*, *2025*):

- Fulshear Bend Drive Street Dedication No. 1 in Cross Creek West, Precinct 1;
   Sienna Section 50C, Precinct 2; and
- 3. Arabella on the Prairie Section 4, Precinct 4.

#### Item 17E has been corrected to read:

Approve Engineering Services Agreement between Fort Bend County Toll Road Authority and HVJ Associates, Inc., for construction materials testing & inspection and geotechnical engineering services.

## **Consent Agenda Items 5-27 continued:**

Item 7B was pulled to acknowledge the Youth Leadership's efforts:

Accept and record the generous donation from the County Judge Youth Leadership Program - Animal Welfare Group, in the amount of \$533 to the Rosenberg Animal Shelter.

Moved by Commissioner Meyers, Seconded by Commissioner Morales Duly put and unanimously carried (4-0), it is ordered to approve Item 7B.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

Judge George highlighted Item 7B to acknowledge the Youth Leadership Program - Animal Welfare Group who raised \$533 and donated the funds to the Rosenberg Animal Shelter.

#### 28. COUNTY JUDGE:

Take all appropriate action on request for transfer in the amount of \$3,855 from Non-Departmental Contingency into Information Technology to allocate funds for the replacement of a Sharp MX4140 multi-function printer.

Moved by Commissioner Prestage, Seconded by Commissioner Meyers Duly put and unanimously carried (4-0), it is ordered to approve Item 28, as presented.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

# 29. COMMISSIONER, PCT. 2:

A. Take all appropriate action on the Order Calling Election for the Inclusion of an Area into the Boundaries of Fort Bend County Assistance District No. 4 and Imposition of a Sales and Use Tax.

## Item 29 continued - Commissioner, Pct. 2:

B. Take all appropriate action on the Order Calling Election for the Inclusion of an Area into the Boundaries of Fort Bend County Assistance District No. 5 and Imposition of a Sales and Use Tax.

Moved by Commissioner Prestage, Seconded by Commissioner Meyers Duly put and unanimously carried (4-0), it is ordered to approve Item 29A and B, as presented.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

## 30. COMMISSIONER, PCT. 3:

Take all appropriate action on Resolution in Support of Additional District Courts for Fort Bend County, Texas.

Moved by Commissioner Meyers, Seconded by Commissioner Morales Duly put and unanimously carried (4-0), it is ordered to approve Item 30, as presented.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

Commissioner Meyers noted the resolution is in support of getting additional District Courts in Fort Bend County. A bill has been introduced and the court is in support of the bill to create two additional District Courts.

## 31. AUDITOR:

A. Take all appropriate action on Resolution adopting the Master Plan and Trust for the Fort Bend County Other Post-Employment Benefits Trust and appoint the County Auditor as the Plan Administrator.

#### **Item 31 continued - Auditor:**

B. Take all appropriate action on FY2024 request for transfer in the amount of \$8,205,114 as detailed on the Auditor's form dated January 14, 2025, to allocate funds to cover deficits in various accounts within the General Fund.

Moved by Commissioner Meyers, Seconded by Commissioner Prestage Duly put and unanimously carried (4-0), it is ordered to approve Item 31A and B.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

Ed Sturdivant, County Auditor explained Item 31A is for the court to consider naming the County Auditor as the Plan Administrator or his/her successor to expedite actions necessary within the terms of the trust agreement held with our asset managers, Public Agency Retirement Services and PFM Asset Management. Mr. Sturdivant clarified OPEB is the retiree healthcare that Commissioners Court funds.

## **32.** BAIL BOND BOARD:

Take all appropriate action on request for reimbursement to G. Saldana (a non-county employee) in the amount of \$388.70 for travel on behalf of the Fort Bend County Bail Bond Board pursuant to Occupation Code Section 1704.103. (Fund: Travel)

Moved by Commissioner Meyers, Seconded by Commissioner Prestage Duly put and unanimously carried (4-0), it is ordered to approve Item 32, as presented.

#### 33. BUDGET & FINANCE:

Take all appropriate action on request for transfer in the amount of \$7,829.85 as detailed on Director's Form dated January 15, 2025, to allocate funds for ERA2 Rental Assistance Program ineligible payments.

Moved by Commissioner Meyers, Seconded by Commissioner Prestage Duly put and unanimously carried (4-0), it is ordered to approve Item 33, as presented.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

#### 34. COUNTY ATTORNEY:

Take all appropriate action on request for one (1) new Position, Civil Attorney-General Counsel, Grade 112 of the General Salary Structure, in the County Attorney's Office, effective January 28, 2025. (Fund: 2023 Mobility Bond)

Moved by Commissioner Meyers, Seconded by Commissioner Prestage Duly put and unanimously carried (4-0), it is ordered to approve Item 34, as presented.

#### **35.** DISTRICT CLERK:

Take all appropriate action on request for transfer in the amount of \$45,000 from Non-Departmental Contingency into District Clerk Fees, to allocate funds for a refund to TDCJ for installments to the county following the closure of the Jester I Unit.

Moved by Commissioner Meyers, Seconded by Commissioner Prestage Duly put and unanimously carried (4-0), it is ordered to approve Item 35, as presented.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

## **36. DISTRICT JUDGE 400TH:**

Take all appropriate action on request for transfer in the amount of \$1,096 from Non-Departmental Contingency into Supplies and Maintenance, to allocate funds for the purchase of a bookshelf.

Moved by Commissioner Meyers, Seconded by Commissioner Prestage Duly put and unanimously carried (4-0), it is ordered to approve Item 36, as presented.

#### **37.** ECONOMIC DEVELOPMENT:

Take all appropriate action on Resolution delegating authority to the Board of Directors of Tax Increment Reinvestment Zone Number Four, Fort Bend County, Texas, to hire consultants who are reasonable, necessary, or convenient to assist the Board, in an amount not to exceed \$50,000 annually per consultant.

Moved by Commissioner Morales, Seconded by Commissioner Prestage Duly put and unanimously carried (4-0), it is ordered to approve Item 37.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

Carlos Guzman, Director of Economic Opportunity and Development explained the expenditures for TIRZ 4 currently must go through Commissioners Court for approval. In order to expedite this process, expenses below \$50,000 that are approved by the Board will not go through Commissioners Court.

## 38. ENGINEERING:

- A. Take all appropriate action on request for temporary road closure, pursuant to Section 251.011 of the Texas Transportation Code, for Meyer Road between Boone Road and Williams School Road, for Cottonwood Detention Phase 1 Project, to be closed during construction; closure to begin February 10, 2025, until construction is complete, Precinct 2.
- B. Take all appropriate action on request for variance to the minimum radius of intersecting line requirements as stated in Section 5.4.B.2 of the Fort Bend County Regulations of Subdivisions for Fulshear Lakes Hillside Section 1, Precinct 1.
- C. Take all appropriate action on authorization to purchase the following Parcels, plus the necessary costs; authorize the County Judge to sign all closing documents; and authorize the County Clerk to record said deed and related documents in the Official Public Records at no cost. (Funds: Mobility Bonds)
  - Parcel R40473\_02 in the amount of \$53,055.20; Vacek Road, Project No. 20111, Precinct 2;
     Parcel R315696\_03 in the amount of \$9,880.20; Benton Road, Project No. 20104, Precinct 2;
     Parcel R208554\_15 in the amount of \$43,686.40; Reading Road Intersections, Project No. 20109, Precinct 2; and
     Parcel R166564\_1 in the amount of \$1,933.20; Old Richmond Road, Project No. 20409, Precincts 3 and 4.

## **Item 38 continued - Engineering:**

- D. Take all appropriate action on Notice of Intent for Small Municipal Separate Storm Sewer Systems (MS4) under the TPDES Phase II MS4 General Permit (TXR040000) for submittal to the TCEQ for the Fort Bend County MS4, Permit TXR040045.
- E. Take all appropriate action on the plat for the roads within Monarch Landing Section 2, Precinct 2.
- F. Take all appropriate action on the plat for the lots within Monarch Landing Section 2, Precinct 2.
- G. Take all appropriate action on the plat for the roads within Monarch Landing Section 3, Precinct 2.
- H. Take all appropriate action on the plat for the lots within Monarch Landing Section 3, Precinct 2.
- I. Take all appropriate action on temporary road closure, pursuant to Section 251.011 of the Texas Transportation Code, for Claircrest Lane southbound traffic, beginning January 29, 2025, until construction is complete, Precinct 1.
- J. Take all appropriate action on temporary road closures, pursuant to Section 251.011 of the Texas Transportation Code, beginning January 29, 2025, to be implemented for the duration of the project regarding Burney-Old Richmond, Mobility Project 17207, Precinct 3.
- K. 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:

1.	Tamarron Section 83, Precinct 1;
2.	Tamarron Section 84, Precinct 1;
3.	Monarch Landing Section 2, Precinct 2; and
4.	Monarch Landing Section 3, Precinct 2.

## **Item 38 continued - Engineering:**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage Duly put and unanimously carried (4-0), it is ordered to approve Item 38A-K, as presented.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

#### **39.** FACILITIES MANAGEMENT & PLANNING:

Take all appropriate action to authorize the use of Certificates of Obligation to fund the City of Richmond water and wastewater taps and fees for the New Information Technology Facility (P101-23FBITBLDG) in an amount not to exceed \$98,487.

Moved by Commissioner Prestage, Seconded by Commissioner Morales Duly put and unanimously carried (4-0), it is ordered to approve Item 39, as presented.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

#### 40. GRANTS ADMINISTRATION:

- A. <u>Community Supervision and Corrections:</u> Take all appropriate action on Application to the Office of the Governor, Criminal Justice Division (CJD) in the amount of \$104,975 with no match required by Fort Bend County for program participant's outpatient substance abuse counseling services.
- B. <u>District Attorney:</u> Take all appropriate action to ratify the Application to the Texas Department of Transportation for grant funding in the amount of \$50,946.54 for the Stop Impaired Drivers: Fort Bend County District Attorney's No Refusal Program, with a cash match in the amount of \$12,736.64 required by Fort Bend County, for a total budget amount of \$63,683.18 for the period of October 1, 2025, through September 30, 2026. (Fund: District Attorney Grant Allocation)

#### **Item 40 continued - Grants Administration:**

- C. <u>District Attorney:</u> Take all appropriate action to ratify the Application to the Texas Department of Transportation for grant funding in the amount of \$121,241.87 for the Fort Bend County Pedestrian & Motorist Safety Project, with a cash match in the amount of \$30,335.66 required by Fort Bend County, for a total budget amount of \$151,577.53 for the period of October 1, 2025, through September 30, 2026. (Fund: District Attorney Grant Allocation)
- D. <u>District Attorney:</u> Take all appropriate action to ratify the Application to the Texas Department of Transportation for grant funding in the amount of \$34,577.67 for the Fort Bend County District Attorney's Pedestrian Crosswalk Initiative, with a cash match in the amount of \$8,644.42 required by Fort Bend County, for a total budget amount of \$43,222.09 for the period of October 1, 2025, through September 30, 2026. (Fund: District Attorney Grant Allocation)
- E. <u>Epidemiology:</u> Take all appropriate action on application submission to the 2025-2027 Council of State and Territorial Epidemiologists (CSTE) Host Site Fellowship to enhance public health capacity by hosting an applied epidemiology fellow who will support epidemiological projects, surveillance, and outbreak investigations, with no cash match required by Fort Bend County.
- F. <u>Information Technology</u>: Take all appropriate action on Application for the 2025 State and Local Cybersecurity Grant Program in the amount of \$309,240 to enhance Fort Bend County's cybersecurity capabilities, with a match in the amount of \$77,310 required by Fort Bend County, for the grant period of September 1, 2025, through August 31, 2026. (Fund: Information Technology)
- G. <u>Sheriff's Office</u>: Take all appropriate action on Application to the Office of the Governor, Project Safe Neighborhood Grant Program, FY2026 for a Project Safe Neighborhood (PSN) Coordinator, in the amount of \$115,750 with no match required by Fort Bend County for the grant period of October 1, 2025, to September 30, 2026.

Moved by Commissioner Meyers, Seconded by Commissioner Prestage Duly put and unanimously carried (4-0), it is ordered to approve Item 40A-G, as presented.

#### 41. HEALTH & HUMAN SERVICES:

- A. <u>Animal Services</u>: Take all appropriate action on request to reclassify vacant Position No. 6331-0024, from Animal Technician II, Grade 102 of the General Salary Structure, to Veterinary Technician, Grade 104 of the General Salary Structure, effective January 28, 2025. (Fund: Animal Services)
- B. <u>Health & Human Services:</u> Take all appropriate action on request to create a new full-time, grant funded position, Senior Health Data Analyst, Grade 109 of the General Salary Structure, in the Health & Human Services Department, effective January 28, 2025. (Fund: Public Health Infrastructure Grant)

Moved by Commissioner Meyers, Seconded by Commissioner Prestage Duly put and unanimously carried (4-0), it is ordered to approve Item 41A and B, as presented.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

## 42. LIBRARY:

Take all appropriate action on request to reclassify vacant Position No. 6501-0072 from Library Paraprofessional, Grade 103 of the General Salary Structure, to Outreach Coordinator, Grade 108 of the General Salary Structure, in the County Library, effective January 28, 2025. (Fund: Library)

Moved by Commissioner Prestage, Seconded by Commissioner Meyers Duly put and unanimously carried (4-0), it is ordered to approve Item 42, as presented.

#### 43. PARKS & RECREATION:

Take all appropriate action on Joint Participation Interlocal Agreement between Harris County and Fort Bend County regarding Freedom Park - Westheimer Parkway Trail Crossing.

Moved by Commissioner Morales, Seconded by Commissioner Prestage Duly put and unanimously carried (4-0), it is ordered to approve Item 43.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

#### 44. **PURCHASING:**

- A. Take all appropriate action on the Amendment to Agreement with Granicus, utilizing TIPS Contract No. 220105 for the additional purchase of content integration and migration regarding AgendaQuick in the amount of \$636 for a total amount not to exceed \$71,962.60. (Fund: Information Technology)
- B. Take all appropriate action to consider granting an exemption to the competitive bid process as authorized by Section 262.024(a)(7) of the Texas Local Government Code from Frazer Ltd., a sole source provider, and approve Addendum to Agreement for Technimount Mounting Systems for portable medical devices in an amount not to exceed \$69,345 effective upon execution through September 30, 2025. (Fund: Ambulance EMS)
- C. Take all appropriate action on request to purchase one (1) Tahoe for the Sheriff's Office as an addition to the fleet from Lake Country Chevrolet, utilizing TIPS Contract No. 210907, in an amount not to exceed \$62,667.75. (Fund: Sheriff's Office/Assets-State)
- D. Take all appropriate action on request to negotiate RFP 25-023, Construction of the Black Cowboy Museum, with Construction LTD, most highly qualified respondent.
- E. Take all appropriate action on request to award Bid 25-018, Construction of Roundabout at Mason Road Intersection of Victoria Bay Blvd. for Fort Bend County Mobility Bond Project No. 20427x, to Consta Build, LLC, in the amount of \$443,196.10
- F. Take all appropriate action on request to award Bid 25-021, Construction of Glenn Lakes for Fort Bend County Mobility Bond Project No. 20415, to Consta Build, LLC, in the amount of \$670,805.

## **Item 44 continued - Purchasing:**

G. Take all appropriate action on Amendment to Agreement for Professional Architectural Services with Smith & Company Architects for additional services regarding facilities assessment at the Cole Theater, in the amount of \$4,000 for a total contract amount not to exceed \$106,500. (Fund: Certificates of Obligation)

Item 44G has been corrected to read:

Take all appropriate action on Amendment to Agreement for Professional Architectural Services with Smith & Company Architects for additional services regarding facilities assessment at the Cole Theater, in the amount of \$4,000 for a total contract amount not to exceed \$106,500. (Fund: 2020 Parks Bonds)

- H. Take all appropriate action on Fourth Amendment to Agreement for Professional Environmental Consulting Services with MPACT Strategic Consulting LLC, pursuant to RFQ 20-109, for additional services in the amount of \$14,000 for a total contract amount not to exceed \$99,000 and to extend the time of performance through September 25, 2025. (Fund: Community Development-Fees)
- I. Take all appropriate action on Addendum to Agreement with Datavox, Inc. utilizing DIR Contract No. DIR-CPO-4791 for Cabling and PA Speaker System, in an amount not to exceed \$59,879.28 regarding the Pecan Grove Indoor Sports Complex. (Fund: Parks Bonds)
- J. Take all appropriate action on Amendment to Agreement for Professional Engineering Services with Transcend Engineers & Planners, LLC, to increase the contract in the amount of \$115,765 for a total contract amount not to exceed \$166,115 and extend the contract term through December 31, 2028, pursuant to SOQ 14-025, regarding Mason Road at Canyon Gate, Project No. TS19308, Precinct 1. (Fund: CAD 9)

#### **Pulled**

- K. Take all appropriate action on First Amendment to Agreement for Professional Environmental Services with Compass Environmental Solutions, LLC, to increase the contract in the amount of \$13,500 for a total contract amount not to exceed \$317,500, pursuant to SOQ 14-025, regarding Environmental Services for 2020 Mobility Projects within Precincts 1, 2, 3, and 4. (Fund: Mobility Bonds)
- L. Take all appropriate action on Third Amendment to Agreement for Professional Environmental Services with TLC Engineering, Inc., to increase the contract in the amount of \$61,435 for a total contract amount not to exceed \$133,241 and to extend the contract term through December 31, 2028, pursuant to SOQ 14-025, regarding Moore Road, Mobility Bond Project No. 17218x, Precinct 3. (Fund: Mobility Bonds)

## **Item 44 continued - Purchasing:**

- M. Take all appropriate action on request to reject proposals and re-advertise with revised specifications for RFP 25-012, Automatic Vehicle Location System for Fort Bend County Public Transportation.
- N. Take all appropriate action on Amendment to Agreement for Professional Engineering Services with CivilCorp, LLC, to increase the contract in the amount of \$179,142 for a total contract amount not to exceed \$1,399,024.50, pursuant to SOQ 14-025, regarding Wallis Street, Mobility Bond Project No. 20305, Precinct 1. (Fund: Mobility Bonds)
- O. Take all appropriate action on request to purchase one (1) boom lift from Mustang CAT for the Parks Department, utilizing OMNIA Partners Contract No. 212816-01 in an amount not to exceed \$71,850. (Fund: Certificates of Obligation)
- P. Take all appropriate action on request to negotiate RFQ 25-024, Design/Build Services for Parking Lot at Williams Way Boulevard Gravesite, with Apex Consulting Group, Inc., the most highly qualified respondent.
- Q. Take all appropriate action on Addendum to Agreement with Vista Com, pursuant to HGAC Contract No. RP07-20 for the purchase of Eventide Recorder Upgrade, services, and annual maintenance in an amount not to exceed \$306,707. (Fund: Sheriff's Office/Forfeited Assets--State)
- R. Take all appropriate action on request to award Bid 25-025, Construction of Barbara Jordan Community Center, to low bidder meeting specifications, C.A. Walker Construction, in the amount of \$1,716,000. (Fund: 2023 Parks Bonds)
- S. Take all appropriate action on request to renew Bid 24-057, term contract for purchase and hauling of road materials, with:
  - 1. Alleyton Resource d/b/a Southern Cement Slurry LLC;
  - 2. Vulcan Construction Materials, LLC, d/b/a Vulcan Materials Company (to include price increase); and
  - 3. Waller County Asphalt, Inc.

## **Item 44 continued - Purchasing:**

Moved by Commissioner Meyers, Seconded by Commissioner Morales Duly put and unanimously carried (4-0), it is ordered to approve Item 44A-S, except J and the correction to G.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

#### Item 44G has been corrected to read:

Take all appropriate action on Amendment to Agreement for Professional Architectural Services with Smith & Company Architects for additional services regarding facilities assessment at the Cole Theater, in the amount of \$4,000 for a total contract amount not to exceed \$106,500. (Fund: 2020 Parks Bonds)

Item 44J has been pulled.

#### 45. ROAD & BRIDGE:

Take all appropriate action to approve an Interlocal Project Agreement with the City of Arcola to mill and overlay the City Hall parking lot located at 13222 Hwy 6 in Arcola, Texas; Fort Bend County will provide assistance with materials, including man and equipment hours, resulting in an amount not to exceed \$58,260; upon completion, the City will reimburse the County an amount of \$40,500. (Fund: Road & Bridge)

Moved by Commissioner Prestage, Seconded by Commissioner Morales Duly put and unanimously carried (4-0), it is ordered to approve Item 45, as presented.

#### 46. SHERIFF'S OFFICE:

- A. Take all appropriate action on request to increase the monthly allowance of existing motorcycle lease agreements for the Sheriff's Office from \$600 to the amount of \$1,200, effective January 28, 2025. (Fund: Enforcement)
- B. Take all appropriate action to amend the Fort Bend County Sheriff Fee Collection Schedule previously approved by Commissioners Court on September 10, 2024, to add the Auto Theft Unit Inspection Fee in the amount of \$40, pursuant to Texas Transportation Code 501.0321, effective February 1, 2025.

Moved by Commissioner Prestage, Seconded by Commissioner Morales Duly put and unanimously carried (4-0), it is ordered to approve Item 46A and B, as presented.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

Ed Sturdivant, County Auditor explained for Item 46A, the initial cost of the increase will be for three officers. The increase will be \$21,600 (\$7,200 x 3).

# 47. TEXAS AGRILIFE (EXTENSION):

Take all appropriate action on a request to authorize the use of Certificates of Obligation to replace Unit No. U018 (2015 Ford Explorer) totaled during an accident in an amount not to exceed \$53,000.

Moved by Commissioner Meyers, Seconded by Commissioner Prestage Duly put and unanimously carried (4-0), it is ordered to approve Item 47, as presented.

#### 48. TOLL ROAD:

Take all appropriate action on the creation of the following positions in the Engineering Department and authorize the purchase of one (1) vehicle and all necessary furniture and equipment for said positions to be permanently assigned to support the Toll Road Department effective January 28, 2024. (Fund: FBCTRA and FBGPTRA Toll Revenue)

1.	Permit Administrator, General Grade 105; and
2.	Construction Coordinator, General Grade 108.

Moved by Commissioner Prestage, Seconded by Commissioner Morales Duly put and unanimously carried (4-0), it is ordered to approve creation of the following position in the Engineering Department and authorize the purchase of one (1) vehicle and all necessary furniture and equipment for said positions to be permanently assigned to support the Toll Road Department effective January 28, 2024. (Fund: FBCTRA and FBGPTRA Toll Revenue)

ш.	Violations Collections Coordinator, General Grade 109
∥ 1	Wigletians Collections Coordinator Company Conds 100
ш.	II VIOIAHONS COHECHONS COORDINAIOR. GENERAL GRADE 109
	Violations Contestions Coordinator, Contest Citate 107

Judge George	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner McCoy	Absent

## 49. Approve Bills.

It is ordered to approve bills in the amount of \$286,473,515.93, which includes routine disbursements of \$11,543,806.07.

Ed Sturdivant, County Auditor noted Tax Office disbursements to jurisdictions total \$274,929,709.86.

# 50. Ratify the release of time-sensitive disbursements made on January 23, 2025.

It is ordered to Ratify the release of time-sensitive disbursements made on January 23, 2025 in the amount of \$14,961,974.43.

51. Authorize County auditor to pay and release the time-sensitive disbursements on February 6, 2025, to be ratified by Commissioners Court on February 11, 2025.

Moved by Commissioner Morales, Seconded by Commissioner Prestage Duly put and unanimously carried (4-0), it is ordered to approve Items 49, 50 and 51.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

#### **Recess:**

Recessed at 1:35 p.m.

- 52. Meet in Closed Session to deliberate the following matters as authorized by the Texas Government Code:
  - A. § 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.
    - 1. 10th Street Project No. 20106, Parcel R112679.
    - 2. Easement dispute involving Fort Bend County Water Control and Improvement District No. 8 and 359/Westcreek LP.
    - 3. Cause No. 2023-18474: Fort Bend County, Texas vs. NRG Energy, Inc., et al., in the District Court of Harris County, Texas, 281st Judicial District MDL Case No. 5.00243.
    - 4. Cause No. 21-CCV-069205: Fort Bend County, Texas vs. Belt 15 Partners Ltd., et al., Mason Road and Grand Parkway Mobility Bond Project No. 17401-03, Parcel 1, Pct. 4.
    - 5. Agreement for Lexington Blvd. in Fort Bend County, Texas.
    - 6. **EEOC Charge No. 460-2023-04858.**

#### **Item 52 continued - Meet in Closed Session:**

- B. § 551.072. Deliberation Regarding Real Property. Commissioners Court will meet in Closed Session to deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.
  - 1. 2 Acre Tract City of Kendleton, Texas.

**Pulled** 

2. Deliberation regarding sale of real property located in Rosenberg, Fort Bend County, Texas.

**Pulled** 

C. § 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.

**Community Development.** 

D. § 551.089. Deliberation Regarding Security Devices or Security Audits.

Commissioners Court will meet in Closed Session to discuss or deliberate regarding security assessments or deployments relating to information resources technology; network security information; or the deployment, or specific occasions for implementation of security personnel, critical infrastructure, or security devices.

Network platform to enhance security of documents shared with outside entities.

#### **Closed Session:**

Convened at 1:54 p.m. Adjourned at 2:34 p.m.

#### **Reconvene:**

Reconvened at 2:58 p.m.

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

# A. § 551.071. Consultation With Attorney.

## 1. 10th Street Project No. 20106, Parcel R112679.

Moved by Commissioner Morales, Seconded by Commissioner Meyers Duly put and unanimously carried (4-0), it is ordered in 10th Street Project #20106, Parcel R112679, the County Attorney of Fort Bend County, Texas, be authorized to incur litigation expenses, for any and all costs of pre-trial, trial, appeal, and incidental costs in the amount not to exceed TEN THOUSAND DOLLARS AND NO/CENTS (\$10,000). And that MOBILITY BONDS is designated as the funding source.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

# 2. Easement dispute involving Fort Bend County Water Control and Improvement District No. 8 and 359/Westcreek LP.

Moved by Commissioner Morales, Seconded by Commissioner Meyers Duly put and unanimously carried (4-0), it is ordered to authorize the County Attorney to settle an easement dispute with the Fort Bend County Water Control Improvement District No. 8, pursuant to the terms set forth in the attached Right of Entry and Possession. It is further moved that the County Judge and/or the County Attorney be authorized to execute and deliver any and all associated settlement documents, pleadings, and related instruments to effectuate such settlement and that MOBILITY BONDS be designated as the funding source.

## **Item 53 continued - Reconvene Open Session:**

3. Cause No. 2023-18474: Fort Bend County, Texas vs. NRG Energy, Inc., et al., in the District Court of Harris County, Texas, 281st Judicial District – MDL Case No. 5.00243.

Moved by Commissioner Prestage, Seconded by Commissioner Meyers Duly put and unanimously carried (4-0), it is ordered to authorize the County Attorney to file a Motion and Order of Dismissal without Prejudice in: Cause No. 2023-18474; Fort Bend County, Texas v. NRG Energy, Inc., et al., in the District Court of Harris County, Texas 281st Judicial District - MDL Case No. 5.00243.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

4. Cause No. 21-CCV-069205: Fort Bend County, Texas vs. Belt 15 Partners Ltd., et al., Mason Road and Grand Parkway Mobility Bond Project No. 17401-03, Parcel 1, Pct. 4.

Moved by Commissioner Morales, Seconded by Commissioner Meyers Duly put and unanimously carried (4-0), it is ordered to authorize the County Attorney to settle Case No. 21-CCV-069205 styled Fort Bend County, Texas v. Belt 15 Partners Ltd., et al., pending in the Fort Bend County Court at Law No. 2, pursuant to the terms set forth in the attached Rule 11 Agreement. It is further moved that the County Judge and/or the County Attorney be authorized to execute and deliver any and all associated settlement documents, pleadings, and related instruments to effectuate such settlement and that MOBILITY BONDS be designated as the funding source.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

5. Agreement for Lexington Blvd. in Fort Bend County, Texas.

No action.

## **Item 53 continued - Reconvene Open Session:**

6. EEOC Charge No. 460-2023-04858.

Moved by Commissioner Meyers, Seconded by Commissioner Prestage Duly put and unanimously carried (4-0), it is ordered to authorize the County Attorney to negotiate terms of the settlement agreement to resolve the Case EEOC Charge No. 460-2023-04858. It is further moved that the County Judge is authorized to execute and deliver the settlement agreement recommended for approval by the County Attorney in the above referenced case and to approve such terms and provisions for the full and final settlement of all matters set forth therein. And account 855-Other Self-Funded Insurance and Health and Human Services - Personnel Salaries be designated as the funding source.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

- B. § 551.072. Deliberation Regarding Real Property.
  - 1. 2 Acre Tract City of Kendleton, Texas.

**Pulled** 

2. Deliberation regarding sale of real property located in Rosenberg, Fort Bend County, Texas.

**Pulled** 

## **Item 53 continued - Reconvene Open Session:**

# C. § 551.074. Personnel Matters.

## **Community Development.**

Moved by Commissioner Prestage, Seconded by Commissioner Meyers Duly put and unanimously carried (4-0), it is ordered to approve the Service Agreement with Quinn Development and the agreement is as follows:

- 1. Grant competitive exemptions of Community and Economic Development under Local Government Code Chapter 381 Section 262.024 (4) Personnel Professional Services.
- 2. The agreement shall be on the County Attorney's standard services agreement with the approval of the scope of services by the Auditor.
- 3. The amount of the agreement will be an amount not to exceed \$200,000, term through the end of the fiscal year.
- 4. Source of funding is Community Development.
- 5. The County Judge is authorized to execute the agreement without further action of the court.
- 6. A copy of the executed agreement will be recorded in the Minutes of Commissioners Court.

Judge George Yes
Commissioner Morales Yes
Commissioner Prestage Yes
Commissioner Meyers Yes
Commissioner McCoy Absent

D. § 551.089. Deliberation Regarding Security Devices or Security Audits.

Network platform to enhance security of documents shared with outside entities.

No action.

## 54. Adjournment.

Commissioners Court adjourned at 3:05 p.m. on Tuesday, January 28, 2025.

Moved by Commissioner Meyers, to adjourn.

I attest to the accuracy of the foregoing minutes.

Laura Richard, County Clerk, Fort Bend County, Texas