

MINUTES
FORT BEND COUNTY TOLL ROAD AUTHORITY

September 19, 2018

The Board of Directors (“Board”) of the Fort Bend Grand Parkway Toll Road Authority (“Authority”) met in regular session, open to the public, on September 19, 2018, at the offices of The Muller Law Group, PLLC, 202 Century Square Boulevard, Sugar Land, Texas 77478, and the roll was called of the members of the Board:

James D. Condrey, DDS	Chairman
Bobbie A. Tallas	Vice Chairman
Charles Rencher	Secretary
Dean Hrbacek	Assistant Secretary
William D. Kee, III	Treasurer/Assistant Vice Chairman

and all of the above were present, thus constituting a quorum.

Also present for all or part of the meeting were: Louis Sherrod, a member of the public; Josh Hargrave and Corrie Aday of Harco Insurance Services (“Harco”); Colin Parrish of Statehouse Consultants, LLC; David Gornet of Gornet Consulting, LLC; Richard Ramirez and Joe Morrow of Hilltop Securities, Inc.; William “Trey” Cash, III of Masterson Advisors, LLC; James Thompson of Lucrum Investments, LLP; Gary Gehbauer of Brown & Gay Engineers, Inc. (“BGE”); Mike Stone and Megan Browne of Mike Stone Associates, Inc. (“MSA”); and Richard L. Muller, Jr., Shima Jalalipour and Keely Campbell of The Muller Law Group, PLLC (“MLG”).

Director Condrey called the meeting to order.

RECEIVE PUBLIC COMMENTS

Director Condrey opened the meeting to receive public comments. There being no public comments, Director Condrey closed the meeting to public comments.

CONSENT AGENDA

Director Kee moved to approve the following items on the consent agenda: (1) the meeting minutes from the special Board meeting held on August 8, 2018 and the regular Board meeting held on August 15, 2018; (2) the bookkeeper’s report, including payment of bills, account reconciliation, budget, flow of funds, and summary of construction pay estimates; and (3) the operating report. Director Rencher seconded the motion, which was approved by unanimous vote.

Copies of documents related to the consent agenda items are included in the attached Board Book.

BUDGET FOR FISCAL YEAR ENDING SEPTEMBER 30, 2019

Ms. Browne and Mr. Stone discussed and reviewed the budget for fiscal year ending September 30, 2019. Mr. Stone stated that changes to the budget were made as discussed. Following review and discussion, Director Rencher moved to approve the budget for fiscal year ending September 30, 2019,

subject to the revision of a clerical error regarding the Fort Bend Parkway extension in Section B-2, and subject to approval by Commissioners Court. Director Hrbacek seconded the motion, which was approved by unanimous vote.

AGREEMENTS FOR THE PROVISION OF TOLL ENFORCEMENT, INCIDENT MANAGEMENT, AND LAW ENFORCEMENT SERVICES ON THE FORT BEND PARKWAY TOLL ROAD AND THE WESTPARK TOLLWAY

The Board reviewed an Agreement with Fort Bend County, Texas and Fort Bend County Constable, Precinct Two for the Provision of Toll Enforcement, Incident Management, and Law Enforcement Services on the Fort Bend Parkway (“Agreement”), for services commencing October 1, 2018 and ending September 30, 2019. Following review and discussion, Director Kee moved to approve the Agreement, subject to approval by Commissioners Court. Director Hrbacek seconded the motion, which was approved by unanimous vote.

The Board reviewed an Agreement with Fort Bend County, Texas and Fort Bend County Constable, Precinct Three for the Provision of Toll Enforcement, Incident Management, and Law Enforcement Services on the Westpark Tollway (“Agreement”), for services commencing October 1, 2018 and ending September 30, 2019. Following review and discussion, Director Kee moved to approve the Agreement, subject to approval by Commissioners Court. Director Hrbacek seconded the motion, which was approved by unanimous vote.

Mr. Stone reported that he and Mr. Thompson met with representatives from Precincts 2, 3, and 4 of the Fort Bend County Constables’ Office on September 17, 2019, regarding the constables’ cooperation in security coverage for the Grand Parkway, Fort Bend Parkway, and Westpark Tollway.

RENEWAL OF INSURANCE POLICY

Mr. Hargrave presented and reviewed a renewal insurance proposal for property, liability, and worker’s compensation insurance. Mr. Hargrave noted that the increase in property coverage limits is related to the increase in property value. Following review and discussion, including consideration of the same issues discussed in the immediately preceding Fort Bend Grand Parkway Toll Road Authority Board meeting, Director Hrbacek moved to approve the renewal proposal, subject to an increase in law enforcement liability coverage to \$10,000,000 and approval by Commissioners Court. Director Rencher seconded the motion, which was approved by unanimous vote.

ADDITIONAL OPERATING MATTERS

Mr. Gehbauer reported that applications for permits to install fiber optic line along the Fort Bend Parkway from McHard Road to Knight Road have been received and reviewed. He recommended that the applications be denied due to safety concerns, as the only access to the Fort Bend Parkway is from the high-speed toll road lanes. Mr. Gehbauer added that the Texas Department of Transportation (“TxDOT”) has adopted a policy that applications for permits for longitudinal placement of utility lines in areas without frontage roads be denied. He recommended that the Authority adopt TxDOT’s policy to deny permits for longitudinal placement of utility lines in areas without frontage road access. Following review and discussion, Director Kee moved to authorize the Authority to follow TxDOT’s policy to deny permits for longitudinal placement of utility lines in areas without frontage road access. Director Tallas seconded the motion, which was approved by unanimous vote.

LANDSCAPE MODIFICATIONS UNDER FUQUA ROAD OVERPASS

Mr. Stone reported that the landscape modifications under the Fuqua Road Overpass are complete.

FORT BEND PARKWAY, SEGMENT B-2

Mr. Stone reported that MSA is working on the scope for the extension of the Fort Bend Parkway from Sienna Parkway to Sienna Ranch Road. He advised that the Authority is working on environmental issues related to clearing. Mr. Stone noted that there is a time limit on the USACE permit, so this project is time-sensitive.

WESTPARK EXTENSION PROJECT B

Mr. Stone reported that this project has been delayed since Labor Day due to adverse weather conditions. He added that he would be attending a progress meeting regarding this project on September 20, 2018, and would provide an update at the next regular Board meeting.

WESTPARK CORRIDOR MANAGEMENT

TERMINATION OF FORMER METRO LICENSE AGREEMENTS AND EXECUTION OF PERMITS FOR USE OF AUTHORITY RIGHT-OF-WAY

Mr. Muller updated the Board on progress related to license agreements along the corridor.

RAILS-TO-TRAILS PROJECT

Mr. Muller reported that MLG participated in a meeting with representatives from the Houston-Galveston Area Council; the Cities of Eagle Lake, Fulshear, Simonton, and Wallis; and Austin, Colorado, Fort Bend, and Wharton Counties to organize cross-jurisdictional planning efforts related to a regional trail project along the corridor.

POOL HILL ROAD

Mr. Muller reported that he attended a meeting with a landowner and potential buyer regarding a driveway access request near Pool Hill Road. He advised that the landowner provided a permit for the driveway currently on the property; however, Mr. Muller told the landowner and potential buyer that to add the additional driveway they were requesting would require them to dedicate right-of-way to the Authority and that no variances could be issued.

There being no further business to come before the Board, the meeting was adjourned.

Asst. Secretary, Board of Directors

(SEAL)



LIST OF ATTACHMENTS

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Any documents referenced in these minutes and not attached herein are retained in the Authority's official records in accordance with the Authority's Record Management Program and are available upon request.