

July 7, 2009

**NOTICE OF MEETING  
FORT BEND COUNTY COMMISSIONERS COURT  
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS  
TUESDAY, JULY 7, 2009  
1:00 O'CLOCK P.M.**

**AGENDA**

1. Call to Order.
2. Invocation and Pledge of Allegiance by Commissioner Patterson.
3. Approve minutes of regular meeting held on June 23, 2009.
4. Public Comments regarding the Agenda and Announcements.
5. PUBLIC HEARINGS: 1:00 p.m.
  - A. Grants Administration: Conduct Public Hearing to receive comments on how Fort Bend County will spend the Justice Assistance Grant (JAG) Funds for 2009.
  - B. Engineering: Conduct Public Hearings and take all appropriate action on the acceptance of traffic control plans for the following areas:
    - a) Gaston Road Street Dedication (STD) from Willowleaf Garden Crossing to Legendary Lane and Seven Meadows, Section 22, Pct. 3;
    - b) Bellaire Boulevard eastbound lanes from Canal Road to Grand Parkway (platted as Westpark Lakes, Section 1), Pct. 3;
    - c) Bellaire Boulevard Canal Road to FM 723, Pct. 3;
    - d) Lakes of Bella Terra, Section 1, Section 2, Section 3, Section 4, Section 5, Section 6, and Rancho Bella Parkway Extension from Bellaire Boulevard to Padova Drive Street Dedication (STD), Pct. 3;
    - e) Grand Mission Boulevard from Bellaire Boulevard to Dow Pipeline, and Beechnut Street from Grand Mission Boulevard to 4,550 LF West at Fort Bend Independent School District Middle School #13, Pct. 3; and
    - f) Sunrise Meadow, Section 3, Pct. 1.
  - C. Engineering: Conduct Public Hearings and take all appropriate action on the proposed road name changes as listed below:
    - a) From Greenbusch Rd. to Westheimer Pky., from Greenbusch Rd./Saddle Spur Ln. intersection to 279 feet east of Ellery Dr. (future thoroughfare of Westheimer Pky., to extend northerly to Ellery Dr. intersection at Pin Oak Rd.), Key Map page 484G, L, M and R, Precinct 3;
    - b) From Morton Rd. to West Bellfort, from SH 99/Grand Parkway to Skinner Ln., Key Map page 525Y and Z, Precinct 3;

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Engineering - Conduct Public Hearings and take all appropriate action on the proposed road name changes as listed below (Continued)

- c) From Madden Rd. to Westmoor Rd., from Madden Rd. curve north of West Belfort intersection to West Belfort, Key Map page 526V and Z, Pcts. 3 and 4;
- d) From Clodine Reddick Rd. to Clodine Rd., from FM 1464 to Old 1464, Key Map page 527J, K and P, Precinct 3;
- e) From O'Brien Rd. to FM 1464, from Old FM 1464 to Madden Rd., Key Map page 527N and S, Precinct 3;
- f) From Old FM 1464 to Clodine Rd., from FM 1464 (new alignment) near West Airport Blvd. to existing Clodine Reddick Rd. (Proposed Clodine Rd.), Key Map pages 527P, T and X, and 567B, Precincts 3 and 4;
- g) From Boss Gaston Rd. to West Belfort, from 332 feet east of Brookins Rd. to 420 feet west of Ennis Rd. Key Map page 527U, Precincts 3 and 4; and
- h) From Martinez Street to West Belfort, from Second St. to east end of road at Sugar Grove Subdivision, Key Map page 527Z, Precinct 4.

#### **CONSENT AGENDA ITEMS 6 - 16:**

##### **6. OUT OF STATE TRAVEL:**

###### **A. Enter into record the out of state travel by elected official:**

**County Clerk: Dianne Wilson to Clark County, Nevada, August 15-17, 2009, to attend the 24<sup>th</sup> Annual Association of Title Information Management Conference. (Fund: Records Management, Travel)**

###### **B. Approve out-of-state travel requests for County personnel :**

###### **1) AgriLife Extension Office:**

a) **Shelley Pappas to Fargo, North Dakota, September 12-17, 2009, to attend the Epsilon Sigma Phi National Conference. (Fund: Extension Office, Travel)**

b) **Shelley Pappas to Rochester, New York, October 25-30, 2009, to attend the National Association of Extension 4-H Agents Association Conference. (Fund: Extension Office, Travel)**

**2) Engineering: Ronald Drachenberg to Nashville, Tennessee, July 24-26, 2009, to attend the National Association of County Engineers Board of Directors meeting. (Fund: Engineering, Travel)**

**3) Public Transportation: Linda Picard and Tennille Jones to St. Louis, Missouri, July 30 through August 2, 2009, to attend Association of Travel Instruction Conference. (Fund: Public Transportation, Urban and Rural Grants, Travel)**

**7. COMMISSIONER, PCT. 1:**

- A. Approve Project Agreement between Fort Bend County and City of Rosenberg to provide assistance with paving and overlaying on Grande Gables Drive, Homestead Road, Allen Street, Austin Street, 3<sup>rd</sup> Street, Moore Bar Road, Greenwood Drive, Kentucky Street, Klauke Court, Avenue J, and Mustang Avenue, all city-owned streets, County expenditure not to exceed \$53,480. (Fund: Road & Bridge, Multi)**
- B. Approve Project Agreement between Fort Bend County and Needville Independent School District to provide assistance with improvements to the delivery driveway at Needville Elementary School kitchen area, County expenditure not to exceed \$800. (Fund: Road & Bridge, Multi)**
- C. Approve Project Agreement between Fort Bend County and Needville Independent School District to provide assistance with patching potholes at Needville Elementary, Needville Junior High, and Needville High School, County expenditure not to exceed \$585. (Fund: Road & Bridge, Multi)**
- D. Approve Project Agreement between Fort Bend County and Needville Independent School District to provide assistance with the application of dust control material to the bus parking lot, County expenditure not to exceed \$600. (Fund: Road & Bridge, Multi)**
- E. Approve Project Agreement between Fort Bend County and Needville Independent School District to provide assistance with asphalt paving to the parking area to the High School Fieldhouse, County expenditure not to exceed \$3,270. (Fund: Road & Bridge, Multi)**

**8. BUDGET TRANSFERS:**

- A. Budget Officer: Approve transfer in the amount of \$1,002,912 as detailed on Budget Officer's form dated June 30, 2009, pursuant to Third Quarter FY 09 Salary Audit.**
- B. Road & Bridge: Approve transfer in the amount of \$260,904 as detailed on Budget Officer's form dated June 26, 2009, pursuant to Third Quarter FY 09 Salary Audit.**
- C. Sheriff's Office: Approve transfer in the amount of \$500 as detailed on Sheriff's form dated June 24, 2009, to amend the budget pursuant to Local Government Code §111.0706 and allocate funds donated by various organizations into Operating Supplies for the Search & Rescue activities.**

**9. COUNTY CLERK: Approve the increase of County Clerk Change Fund due to greater volume of fee payments and insufficient change availability.**

**10. ENGINEERING:**

- A. Approve payment of Invoice No. 2 (Pay Estimate No. 2) in the amount of \$548,217.13 to Durwood Greene Construction Company regarding the West Belfort Paving and Drainage Project, Mobility Bond Project #731, Precinct 4. (Fund: Mobility Bonds)**
- B. Approve payment of final Invoice No. 06-106927 (Pay Estimate No. 27) in the amount of \$579,229.83 to Triple B Services, L.L.C. regarding Paving and Drainage Improvements for Fifth Street, Mobility Bond Project #17, Precinct 2. (Fund: Mobility Bonds)**
- C. Approve payment of Invoice No. 5756 (Pay Estimate No. 10) in the amount of \$38,934.80 to Othon, Inc. regarding the expansion of Ransom Road (from River Park to Main Street in Fort Bend County, and Richmond, Texas), Mobility Bond Project #747, Precinct 1.**
- D. Approve payment of Invoice No. 0154149 (Pay Estimate No. 21) in the amount of \$4,754.20 to Jones & Carter, Inc. for Fifth Street Paving and Drainage Project Improvements (from FM 1092 to FM 2234), Mobility Bond Project #17, Pct. 2. (Fund: Mobility Bonds)**
- E. Accept Liberty Mutual Insurance Company Perpetual Bond #022025560 for Houston Pipe Line Company.**
- F. Approve application from Houston Pipe Line Company to bore under and bury a 6-inch pipeline under and along Morton and Harlem, Precinct 3.**
- G. Approve application from The Ruskin Corporation to construct a driveway tie-in onto Commercial Center Blvd., Precinct 3.**
- H. Approve application from RJK Cinco, LLC to construct two driveway tie-ins, one on Summerset Ridge Lane and one on Katy-Gaston, Precinct 3.**
- I. Approve application from CenterPoint Entex to bore under and bury a 2-inch plastic gas main on Mimosa and Dogwood Avenue, Precinct 1.**
- J. Approve release of Perpetual Bond #337365 in the amount of \$50,000.00 to J.C. Hernandez Construction, Inc. for completion of work in County right of ways.**
- K. Approve plat for the roads within King Lakes, Section 6, Pct. 3.**
- L. Approve plat for the lots within King Lakes, Section 6, Pct. 3.**
- M. Approve plat for the roads within Sienna Village of Shipman's Landing, Section 2-B, Pct. 1.**
- N. Approve plat for the lots within Sienna Village of Shipman's Landing, Section 2-B, Pct. 1.**
- O. Approve the plat for Twin Oaks Village Commercial Reserve No. 3, Pct. 3.**
- P. Approve the plat for La Quinta - Sugar Land, Pct. 3.**
- Q. Accept Beechnut Street into the County Road Maintenance system from Soledad Drive to Westmoor Drive and release Letter of Credit #15-003619-4 in the amount of \$81,659.50, Pct. 3.**

Beechnut Street	4,638.00 LF	(150 LF West of Soledad Drive to FM 1464)
Beechnut Street	<u>1,625.00 LF</u>	(FM 1464 to Westmoor Drive)
<b>TOTAL:</b>	<b>6,263.00 LF</b>	

**ENGINEERING (Continued)**

- R. Accept the streets in Bellaire Boulevard Street Extension STD and release bond #SU5018153 in the amount of \$95,760.00, Pct. 3.**  
    Bellaire Boulevard   1,374.16 LF
- S. Accept the streets in Aliana West Bellfort STD and release bond #61BCSER5408 in the amount of \$913,750.60, Pct. 4.**  
    West Bellfort       5,293.78 LF  
    West Bellfort       1,223.01 LF  
    TOTAL:              6,516.79 LF
- T. Accept the streets in Gaston Road Extension to Northlight Lane STD and release bond #929423703 in the amount of \$126,100.00, Pct. 3.**  
    Gaston Road         1,562.18 LF  
    Northlight Lane     75.00 LF  
    TOTAL:              1,637.18 LF
- U. Accept the streets in Cinco Ranch West, Section 9 and release bond #B21843447 in the amount of \$19,600.00, Pct. 3.**  
    Gaston Road         819.69 LF
- V. Accept the streets in King Lakes, Section 1 and release bond #6512830 in the amount of \$405,332.00, Pct. 3.**  
    Northlight Lane     1,981.00 LF  
    Celtic Terrace Drive 1,705.31 LF  
    Decker Drive        320.57 LF  
    Windmont drive     142.22 LF  
    Westbourne Drive   205.00 LF  
    TOTAL:              4,354.10 LF
- W. Accept the streets in King Lakes, Section 2 and release bond #6512831 in the amount of \$246,809.00, Pct. 3.**  
    Westbourne Drive   1,499.95 LF  
    Bellows View Drive  418.65 LF  
    Ravenside Drive    735.01 LF  
    Alta Oak Drive     177.00 LF  
    Windmont Drive    235.34 LF  
    TOTAL:              3,065.95 LF
- X. Set public hearing for acceptance of the traffic control plan for Beechnut Street from Soledad Drive to Westmoor Drive, Pct. 3. (Tuesday, August 4, 2009, at 1:00 p.m.)**
- Y. Set public hearing for acceptance of the traffic control plan for Bellaire Boulevard Street Extension STD, Pct. 3. (Tuesday, August 4, 2009, at 1:00 p.m.)**
- Z. Set public hearing for acceptance of the traffic control plan for Aliana West Bellfort STD, Pct. 4. (Tuesday, August 4, 2009, at 1:00 p.m.)**
- AA. Set public hearing for acceptance of the traffic control plan for Gaston Road Extension to Northlight Lane STD, Pct. 3. (Tuesday, August 4, 2009, at 1:00 p.m.)**
- BB. Set public hearing for acceptance of the traffic control plan for Cinco Ranch West, Section 9, Pct. 3. (Tuesday, August 4, 2009, at 1:00 p.m.)**

**ENGINEERING (Continued)**

- CC. Set public hearing for acceptance of the traffic control plan for King Lakes, Section 1 and Section 2, Pct. 3. *(Tuesday, August 4, 2009, at 1:00 p.m.)*
- DD. Set public hearing for acceptance of the traffic control plans for Katy ISD Elementary School No. 22 (Odessa Kilpatrick), Pct. 3. *(Tuesday, August 4, 2009, at 1:00 p.m.)*
- EE. Set public hearing for Shops at Grand Parkway Partial Replat No. 1, being a replat of a portion of restricted reserve "A" of Shops at Grand Parkway, Pct. 3. *(Tuesday, August 14, 2009, at 1:00 p.m.)*

**11. FACILITIES MANAGEMENT & PLANNING: The Director of Facilities Management & Planning submits these invoices for approval and payment for projects that have been budgeted and funded by Facility Bonds and/or Capital Projects:**

- A. Pay Application No. 08-00900011 in the amount of \$489,187.30 to Bass Construction for construction services regarding the Gus George Academy;
- B. Pay Application No. 9 in the amount of \$677,913.60 to Brookstone, L.P. for construction services regarding the Sienna Library;
- C. Pay Application No. 4 in the amount of \$905,009.42 to Crain Zamora, LLC for professional services regarding the Parking Garage;
- D. Pay Application No. 4 in the amount of \$31,330.00 to J E Dunn South Central, Inc. for preconstruction services regarding the Justice Center;
- E. Invoice No. TMG-455 and TMG-457 for an amount totaling \$9,716.37 to the Maddox Group for professional services regarding the Sienna Library;
- F. Invoice No. 09-30830 in the amount of \$4,341.50 to QC Laboratories, Inc. for materials testing regarding the Precinct 2 Missouri City Annex;
- G. Invoice No. 09-30837 in the amount of \$13,449.00 to QC Laboratories, Inc. for materials testing regarding the Parking Garage;
- H. Invoice No. 1002839 in the amount of \$500.00 to Tejas Surveying, Inc. for professional services regarding the Justice Center; and
- I. Pay Application No. 8 in the amount of \$12,188.16 to ROCA Construction for services provided regarding the South Post Oak Ball Park.

**12. HEALTH & HUMAN SERVICES – CLINICAL HEALTH: Approve Amendment to existing Department of State Health Services Grant Contract No. 2009-028250, to modify the budget and allocate funds into category for supplies and equipment, with no change to the total contract amount of the program.**

**13. HUMAN RESOURCES: Approve applications for withdrawal of hours from the Shared Sick Leave Pool as follows:**

- A. Employee of Juvenile Probation, Position No. 5751-0007; 40 hours;
- B. Employee of Sheriff's Office, Position No. 5601-0116; 56 hours;
- C. Employee of the Treasurer's Office, Position No. 4971-0008; 194 hours; and
- D. Employee of Sheriff's Office, Position No. 5601-0166; 194 hours.

14. **PURCHASING: Authorize advertising for Statements of Qualification (SOQs), Bids, and/or Request for Proposals (RFPs) for the following:**
    - A. **Trophies for summer reading program;**
    - B. **High demand books;**
    - C. **HVAC Library;**
    - D. **Janitorial services;**
    - E. **DVDs for Library;**
    - F. **Safety supplies;**
    - G. **Uniforms for Sheriff;**
    - H. **Fire alarm maintenance;**
    - I. **Foam lifting;**
    - J. **Facsimile machine maintenance;**
    - K. **Pauper burials and transportation;**
    - L. **Armored car service; and**
    - M. **Tires and tubes.**
  
  15. **TAX ASSESSOR/COLLECTOR:**
    - A. **Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on June 30, 2009, for an amount totaling \$31,678.84.**
    - B. **Approve Amendment to Interlocal Cooperation Agreements for the Collection of Taxes between Fort Bend County and the following entities effective through June 30, 2010: City of Beasley; City of Richmond; City of Rosenberg; Fort Bend Emergency Services District No. 4; Fort Bend Fresh Water Supply District No. 1; Fort Bend Fresh Water Supply District No. 2; Fort Bend County Municipal Utility District No. 41; Fort Bend County Municipal Utility District No. 134C; Kendleton School District.**
  
  16. **TREASURER: Approve Monthly Reports submitted by County Treasurer for May, 2009, and authorize advertisement of Affidavit of same, in accordance with Local Government Code §114.026.**
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17. **COUNTY JUDGE: Take all appropriate action to reappoint Thelma Shelton and Manny Reyes to the Fort Bend County Spanish Language Advisory Group for Elections Administration, with terms through December 31, 2010.**
  
  18. **COMMISSIONER, PCT. 2: Take all appropriate action to appoint Ronald Castillo and Johanna Compean to the Fort Bend County Spanish Language Advisory Group for Elections Administration, with terms through December 31, 2010.**

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19. COMMISSIONER, PCT. 3: Take all appropriate action on the Order Creating a Joint Airport Zoning Board and a Joint Airport Board of Adjustment, as authorized under Texas Local Government Code Chapter 241, for the Houston Executive Airport, and appoint two (2) members to the Zoning Board and one (1) member to the Board of Adjustment for a term of two (2) years.
20. COMMISSIONER, PCT. 4: Take all appropriate action to re-appoint Laura Munoz and Sylvia Garza to the Fort Bend Spanish Language Advisory Group for Elections Administration, with terms through December 31, 2010.
21. AUDITOR:
  - A. Take all appropriate action to ratify authorization by County Judge for the Auditor to electronically submit application to the Office of Juvenile Justice and Delinquency Prevention for grant funding of the Zero to Three program on behalf of Fort Bend County Court Team for Maltreated Infants and Toddlers for the project period of September 1, 2009 through October 31, 2010.
  - B. Take all appropriate action on Amendment to Engagement Letter with from Null Lairson, P.C. for additional arbitrage services in the amount of \$3,400. (Fund: Non-Departmental, Fees)
22. COMMUNITY DEVELOPMENT: Take all appropriate action on the Fort Bend County FY 2009 Consolidated Action Plan as presented for the Community Development Block Grant, HOME Investment Partnerships, and Emergency Shelter Grant Programs, and authorize County Judge to sign all documents pertaining to the Plan.
23. ELECTIONS ADMINISTRATION: Take all appropriate action to acknowledge and record the appointments of the following individuals to the Fort Bend County Spanish Language Advisory Committee for Elections Administration, with terms ending December 31, 2010: Ted Garcia and Robert Jimenez (by the Fort Bend County Elections Administrator) and Haydee Carvallo (by the Chairman of the Fort Bend Republican Party).
24. ENGINEERING:
  - A. Take all appropriate action on Interlocal Agreement between Fort Bend County and City of Houston for improvements to Fondren Road, South Post Oak Road, and Blue Ridge Road, Mobility Bond Project No. 701, No. 758, and No. 766. (Fund: 2007 Mobility Bond Projects)
  - B. Take all appropriate action on Change Order No. 9 to increase by \$39,300.13 the agreement with Triple B Services, L.L.C. regarding Paving and Drainage Improvements for Fifth Street (from FM 1092 to FM 2234), Mobility Bond Project #17, Precinct 2. (Fund: Mobility Bonds)

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ENGINEERING (Continued)

- C. Take all appropriate action on the Engineering Services Agreement between Fort Bend County and LJA Engineering and Surveying, Inc. regarding services for Teal Bend Boulevard Paving and Storm Sewer Facilities for an amount not to exceed \$55,000; Mobility Bond Project #746, Precinct 1. (Funds: Mobility Bonds)
  - D. Take all appropriate action on Interlocal Agreement between Fort Bend County and City of Meadows Place for improvements to Kirkwood Road for an amount not-to-exceed \$1,500,000; Mobility Bond Project No. 706. (Fund: 2007 Mobility Bond Projects).
  - E. Take all appropriate action on the Interlocal Agreement between Fort Bend County and City of Meadows Place for improvements to West Airport for an amount not-to-exceed \$2,385,000; Mobility Bond Project No. 706. (Fund 2007 Mobility Bond Projects)
25. GRANTS ADMINISTRATION:
- A. Take all appropriate action to consider accepting the non-binding recommendation by the Justice Assistance Grant (JAG) Review Committee for spending 2009 JAG funds.
  - B. Take all appropriate action to authorize electronic submission of the application for 2009 Justice Assistance Grant in the amount of \$85,043 for eligible law enforcement equipment expenditures, with no cash match required by Fort Bend County.
26. HUMAN RESOURCES: Take all appropriate action on revisions to following sections of the Fort Bend County Employee Information Manual: Section 405: Performance Appraisals; Section 502: Credit Unions; Section 508: Holiday Policy for employees of Emergency Medical Service; and Section 708: Military Leave.
27. INDIGENT HEALTH CARE: Take all appropriate action on the Third Amendment to Lease Agreement between Fort Bend County and Oak Bend Medical Offices, LTD. for the Fort Bend County Indigent Health Care Physician's Clinic, for the term of June 1, 2009 through May 31, 2010. (Fund: Indigent Health Care)
28. PUBLIC TRANSPORTATION: Take all appropriate action on request to ratify electronic submission of Grant Application TX-96-X034 for Federal FY09 Section 5340 funding in the amount of \$2,732,816 with no local match required, as part of the part of the American Recovery and Investment Act, Transit Capital Assistance Program.

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29. PURCHASING:
  - A. Take all appropriate action to enter into agreement with the Texas Department of Transportation and the Texas Unified Certification Program as Fort Bend County's Disadvantaged Business Enterprise (DBE), to certify authority for Federal Transit Administration (FTA) funded procurements.
  - B. Take all appropriate action on revised Guidelines for Federal Transit Administration (FTA) Funded Procurements.
  - C. Take all appropriate action on trade package submissions from J. E. Dunn for the Justice Center Project.
  - D. Take all appropriate action to consider granting an exemption to the competitive bid process as authorized by Texas Local Government Code §262.024 (a)(7) for the purchase of an item available from only one source for the following:
    - 1) Software Maintenance and Support Agreement with Votec Corporation in an amount not to exceed \$50,000. (Fund: Elections, Fees)
    - 2) Access to cataloging database from Amigos Library Services in an amount not to exceed \$30,000 for the term of July 1, 2009 through June 30, 2010. (Fund: Library, Fees)
  - E. Take all appropriate action on the following bids:
    - 1) Bid #09-086 for Tactical Vests and Accessories; and
    - 2) Bid #09-089 for Gravel Road Materials.
  
30. RISK MANAGEMENT: Take all appropriate action on updates to the Fort Bend County Employee Benefit Plan Document as submitted by Risk Manager, effective July 7, 2009.
  
31. SHERIFF'S OFFICE:
  - A. Take all appropriate action on request to reclassify Position Nos. 5601-0629, 5601-0630, 5601-0654, 5601-0655, 5601-0656, 5601-0657, 5601-0658, 5601-0659, 5601-0660 from Detention Officer, Civilian, Grade 7 of the Civilian Detention Policy Group back to Detention Deputy positions, Grade 9 of the Law Enforcement Policy Group effective July 11, 2009.
  - B. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$691.00 to Tiburon for license and support fee not included in purchase order. (Fund: Sheriff, Enforcement, Fees)
  
32. Approve Bills.
  
33. Ratify release of time sensitive bills by Auditor on July 2, 2009.

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34. 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) Medical Subrogation Lien Claim: Kendziora, Nancy; Date of Incident: October 15, 2008.
    - 2) Cause No. 32,357; The State of Texas and Fort Bend County, vs. Raheen Ali Charania, Kulsoon R. Charania, Maqsood R. Charania, Rafiq Charania and Gulf Coast Bank and Trust, et al; In the County Court at Law No. 1 of Fort Bend County, Texas.
    - 3) Cause No. 32,709 consolidated into Cause No. 32,357; The State of Texas and Fort Bend County, vs. Raheen Ali Charania, Rafiq R. Charania, Maqsood R. Charania, and Moody National Bank, et al.; In the County Court at Law No. 1 of Fort Bend County, Texas.
    - 4) Cause No. 32,379; The State of Texas and Fort Bend County, vs. Benina L. Ferrel, et al.; In the County Court at Law Number Three (3) of Fort Bend County, Texas.
    - 5) Cause No. 32982; The State of Texas and Fort Bend County, Texas vs. Sun Meng Liaw, et al.; In the County Court at Law No. 2 of Fort Bend County, Texas.
  - 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) Acquisition of property, Katy-Flewellen Road, Mobility Bond Project No. 734, Precinct 3.
    - 2) Acquisition of park trail from Cinco Residential Property Association, Inc., Precinct 3.
  - 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.
    - Executive Manager Evaluation – Director of Health & Human Services.
35. Reconvene Open Session and consider taking action on the following matters:
- A. § 551.071. Consultation With Attorney.
    - 1) Medical Subrogation Lien Claim: Kendziora, Nancy; Date of Incident: October 15, 2008.
    - 2) Cause No. 32,357; The State of Texas and Fort Bend County, vs. Raheen Ali Charania, Kulsoon R. Charania, Maqsood R. Charania, Rafiq Charania and Gulf Coast Bank and Trust, et al; In the County Court at Law No. 1 of Fort Bend County, Texas.

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Reconvene Open Session – Consultation with Attorney (Continued)

- 3) Cause No. 32,709 consolidated into Cause No. 32,357; The State of Texas and Fort Bend County, vs. Raheen Ali Charania, Rafiq R. Charania, Maqsood R. Charania, and Moody National Bank, et al.; In the County Court at Law No. 1 of Fort Bend County, Texas.
  - 4) Cause No. 32,379; The State of Texas and Fort Bend County, vs. Benina L. Ferrel, et al.; In the County Court at Law Number Three (3) of Fort Bend County, Texas.
  - 5) Cause No. 32982; The State of Texas and Fort Bend County, Texas vs. Sun Meng Liaw, et al.; In the County Court at Law No. 2 of Fort Bend County, Texas.
- B. § 551.072. Deliberation Regarding Real Property.
- 1) Acquisition of property, Katy-Flewellen Road, Mobility Bond Project No. 734, Precinct 3.
  - 2) Acquisition of park trail from Cinco Residential Property Association, Inc., Precinct 3.
- 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.
- Executive Manager Evaluation – Director of Health & Human Services.

36. Adjournment.

In the event any of the foregoing items are not covered in the time allocated on the date of this agenda, the County may order a continuance for the next day until the discussion is completed on all items.



Robert E. Hebert, County Judge

Notice of meeting/agenda posted at the Fort Bend County Courthouse Complex in Richmond, Texas, on Thursday, July 2, 2009, by Donna Ospina. An electronic version of this notice is also posted on the Fort Bend County website: [www.co.fort-bend.tx.us](http://www.co.fort-bend.tx.us) under Commissioners Court.

NOTICE

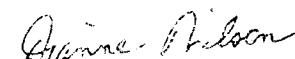
Policy of Non-Discrimination on the Basis of Disability

Fort Bend County does not discriminate on the basis of disability in the admission or access to, or treatment or employment in, its programs or activities. The County's ADA Coordinator is the Director of Facilities Management & Planning, located at 1402 Band Road, Suite 100, in Rosenberg, Texas, 77471, and can be reached at telephone number 281-633-7045. The Director of Facilities Management & Planning is designated to coordinate compliance with the non-discrimination requirements in Section 35.107 of the Department of Justice regulations. Information concerning the provisions of the Americans with Disabilities Act, and the rights provided thereunder, are available from the ADA coordinator.

NOTICE

The County Commissioners Court of Fort Bend County reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development).

FILED FOR RECORD  
NO. \_\_\_\_\_ TIME 1:38 P.M.  
JUL 02 2009

  
County Clerk Fort Bend Co. Tex.