

July 14, 2009

**NOTICE OF MEETING  
FORT BEND COUNTY COMMISSIONERS COURT  
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS  
TUESDAY, JULY 14, 2009  
1:00 O'CLOCK P.M.**

**AGENDA**

1. Call to Order.
2. Invocation and Pledge of Allegiance by Commissioner Morrison.
3. Approve minutes of regular meeting held on July 7, 2009.
4. Present Emergency Management Certificates to Water Utility Operators for completion of the National Incident Management System (NIMS) training hosted by the Office of Emergency Management.
5. Public Comments regarding the Agenda and Announcements.
6. PUBLIC HEARINGS: 1:00 p.m.: Conduct Public Hearing and take all appropriate action on the following matter:  
Approval of replat: Canyon Gate at the Brazos, Section 2 Partial Replat No. 2, being a replat of Canyon Gate at the Brazos, Section 2 Partial Replat No. 1, Precinct 1.

**CONSENT AGENDA ITEMS 7 - 14:**

7. **OUT-OF-STATE TRAVEL:** Approve out-of-state travel request for County personnel:  
**Engineering:** Jesse Hegemier to Columbus, Ohio, September 11-16, 2009, to attend the 2009 American Public Works Congress & Exposition. (Fund: Engineering, Travel)
8. **COUNTY JUDGE:** Approve renewal of the Agreement between Fort Bend County and City of Sugar Land for the municipal court to make referrals to the Choices & Consequences program during FY 2009. (Fund: Choices & Consequences, Fees)

**9. BUDGET TRANSFERS:**

- A. County Judge: Approve transfer in the amount of \$250 from Travel into Information Technology to allocate funds for purchase of new printer and external drive for office computer.**
- B. Courthouse Security: Approve transfer in the amount of \$1,600 from Fees into Information Technology to allocate funds for upgrading software for badge system and external drive for camera computer.**
- C. Tax Assessor/Collector: Approve transfer in the amount of \$2,700 from Capital Acquisitions into Rentals to allocate additional funds for Registration Title Systems (RTS) leases.**

**10. ENGINEERING:**

- A. Approve payment of Invoice No. 3242 in the amount of \$25,943.75 to Property Acquisition Services (PAS) for various right of way acquisition services within Precincts 1, 2, 3, and 4. (Fund: Right of Way)**
- B. Approve payment of Invoice No. 609049 (Pay Estimate No. 16) in the amount of \$12,431.72 to Klotz Associates regarding labor rates for Fort Bend County Mobility Bond Projects in Precincts 1, 2, 3 and 4. (Fund: Mobility Bonds)**
- C. Approve release of Performance Bond #448514 in the amount of \$6,500.00 to Keith Faseler, Grand Mission Holdings, LP for completion of work on FM 1093 and Grand Mission Blvd., Permit #83380, Precinct 3.**
- D. Approve release of Performance Bond #929456559 in the amount of \$5,000.00 to Belisle Construction, Inc. / Pilian Properties, LLC for completion of work on Lewisville Drive, Permit #83557, Precinct 3.**
- E. Approve release of cashier's check #5319222726 in the amount of \$5,000.00 to Ann Graber for completion of work on Clauhead, Permit #83625, Precinct 3.**
- F. Approve application from Devon Street Homes to construct two driveway tie-ins onto Starling Creek, Drive, Precinct 3.**
- G. Approve plat for the roads within Sienna Village of Waters Lake, Section 14, Precinct 1.**
- H. Approve plat for the lots within Sienna Village of Waters Lake, Section 14, Precinct 1.**

**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. 3 in the amount of \$298,943.40 to Crain Zamora LLC for professional services regarding the Missouri City Annex; and**
- B. Pay Application No. 10 in the amount of \$870,792.54 to Brookstone, L. P. for construction services regarding the Sienna Library.**

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12. **HEALTH & HUMAN SERVICES:** Accept and sign Department of State Health Services Grant No. 2009-031680 in the amount of \$165,223; the content of which is covered under Texas Government Code § 418.183(f).
  13. **PURCHASING:** Authorize advertising for Statements of Qualification (SOQs), Bids, and/or Request for Proposals (RFPs) for the following:
    - A. Chrysler repair parts;
    - B. Mowing of County right-of-ways;
    - C. Oil and Lubricants; and
    - D. Weed, brush and insect control chemicals.
  14. **TAX ASSESSOR/COLLECTOR:**
    - A. Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on July 7, 2009, for an amount totaling \$5,361.62.
    - B. Record into Minutes the disposal of Tax Certificates dated July 6, 2005 through June 28, 2007, in accordance with the State Archive Retention Schedule of Destruction for the Office of Patsy Schultz.
    - C. Record into Minutes the disposal of deposit folders containing daily transactions and other tax documentation which has been scanned for the period of April 7, 2009 through June 8, 2009, Docu-Data Boxes 634 through 657, in accordance with the State Archive Retention Schedule of Destruction for the Office of Patsy Schultz.
    - D. Approve Amendment to Interlocal Cooperation Agreement for the Collection of Taxes between Fort Bend County and Cinco Municipal Utility District No. 9 effective through June 30, 2010.
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15. **COMMISSIONER, PCT. 1:** Take all appropriate action on Resolution of Non-Opposition to Closure of the Doris Road Crossing on the Kansas City Southern Rail Line near Kendleton.
  16. **COMMISSIONER, PCT. 3:**
    - A. Take all appropriate action to reappoint Manuela Arroyos and Emerald Jeso to the Fort Bend County Spanish Language Advisory Group for Elections Administration, with terms through December 31, 2010.
    - B. Take all appropriate action on Amendment to Project Agreement No. 48-001057 between Fort Bend County and Texas Parks & Wildlife Department to extend the project expiration date to July 15, 2010.

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17. COMMISSIONER, PCT. 4:
  - A. Take all appropriate action on request by Tajudeen Amoo to waive penalty and interest totaling \$681.97 on property taxes for tax year 2008.
  - B. Take all appropriate action on request by Tejal Chokshi on behalf of AA Management, Inc. to waive penalty and interest, including attorney fees, totaling \$1,062.57 on personal property taxes for tax year 2008.
  
18. AUDITOR: Take all appropriate action on request to transfer the amount of \$5,345 from Non-Departmental Contingency into line items as detailed on Auditor's form dated July 8, 2009 to allocate funds for additional part-time assistance through September 30, 2009.
  
19. ELECTIONS ADMINISTRATION: Take all appropriate action to acknowledge and record the appointment of Ken Stubbe to the Fort Bend County Spanish Language Advisory Group by the Chairman of the Fort Bend County Democratic Party for a term ending December 31, 2010.
  
20. ENGINEERING:
  - A. Take all appropriate action on the Engineering Services Agreement between Fort Bend County and LJA Engineering & Surveying, Inc. for the extension of South Post Oak Road to connect State Highway 6 to McKeever Road, and reconstruction of McKeever Road from South Post Oak Road to west of Steep Bank Trace, for an amount not to exceed \$383,188.82, Mobility Bond Project #763, Pct. 1. (Fund: Mobility Bonds)
  - B. Take all appropriate action on application to Houston Galveston Area Council (H-GAC) for grant funding in the amount of \$61,000 for the Source Reduction and Recycling portion of the FY 2010 Solid Waste Grant Program, with in-kind services provided by Fort Bend County, and authorize County Judge to sign all documents pertaining to the application.
  - C. Take all appropriate action on application to Houston Galveston Area Council (H-GAC) for grant funding in the amount of \$28,020 for the Household Hazardous Waste Management portion of the FY 2010 Solid Waste Grant Program, with in-kind services provided by Fort Bend County, and authorize County Judge to sign all documents pertaining to the application.
  - D. Take all appropriate action to authorize payment in the amount of \$547,300.31 to the Texas Department of Transportation (TxDOT) pursuant to the Advance Funding Agreement between TxDOT, the County, and Fort Bend Levee Improvement District No. 7, for the project at US 90A, West of SH 99.
  
21. FACILITIES MANAGEMENT & PLANNING: Take all appropriate action on Second Amendment to the Agreement between Fort Bend County and QC Laboratories, Inc. for an additional amount of \$6,500 bringing the total contract amount to \$27,500 for construction materials testing services for the Justice Center. (Fund: Facility Bond Project)

22. HEALTH & HUMAN SERVICES:

- A. Emergency Medical Service: Take all appropriate action on request to reclassify Position No. 5401-0098 from EMT-Intermediate/Cadet, Grade 8 of the Public Health Policy Group to Paramedic I, Grade 9 of the Public Health Policy Group, effective July 25, 2009.
- B. Environmental Health: Take all appropriate action on application to Houston Galveston Area Council (H-GAC) for grant funding in the amount of \$44,074.32 for the Local Enforcement portion of the FY 2010 Solid Waste Grant Program, with in-kind services provided by Fort Bend County, and authorize County Judge to sign all documents pertaining to the application.

23. PURCHASING:

- A. Take all appropriate action on Amendment No. 2 to Consulting Services Agreement between Fort Bend County and with K. R. Moore & Associates for compensation review services. (Fund: Human Resources)
- B. Take all appropriate action on trade package submissions from J. E. Dunn for the Justice Center Project.
- C. Take all appropriate action to purchase the following items from State of Texas Department of Information Resources (DIR) contracts for various County departments from FY 09 and FY 2010 budgets, following review by Information Technology:
  - 1) Microsoft software licensing, maintenance, and warranty from Dell Marketing, LP, Contract # DIR-SDD-1014;
  - 2) Computer equipment from Dell Marketing, LP, Contract #DIR-SDD-890; and
  - 3) Adobe software licensing from PC Mall Gov, Inc., Contract #DIR-SDD-1023.
- D. Take all appropriate action to authorize the purchase of voice and data cable from Total Technologies for the Gus George Law Enforcement Academy, pursuant to Bid #08-038 for an amount not to exceed \$128,074.45. (Fund: Facility Bond Project)
- E. Take all appropriate action to authorize the purchase of tractor and mower utilizing the Houston-Galveston Area Council Buy Contract GR01-08, for an amount not to exceed \$110,000. (Fund: Road & Bridge)

24. ROAD & BRIDGE:

- A. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$4.17 to Advance Safe and Lock for keys made without a purchase order. (Fund: Road & Bridge)
- B. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$158.93 to Hlavinka Equipment Company Rosenberg for tractor repairs performed without a purchase order. (Fund: Road & Bridge)

25. Approve Bills.

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

A. § 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.

Acquisition of park trail from Cinco Residential Property Association, Inc., and Willow Fork Drainage District, Precinct 3.

B. § 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 – Parks Director.

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

A. § 551.072. Deliberation Regarding Real Property.

Acquisition of park trail from Cinco Residential Property Association, Inc., and Willow Fork Drainage District, Precinct 3.

B. §551.074. Personnel Matters.

Executive Manager Evaluation – Parks Director.

FILED FOR RECORD  
NO \_\_\_\_\_ TIME 12:43 P.M. A.M.

JUL 10 2009

*Genevieve Wilson*

County Clerk Fort Bend Co. Tex.

28. 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*

Robert E. Hebert, County Judge

Notice of meeting/agenda posted at the Fort Bend County Courthouse Complex in Richmond, Texas, on Friday, July 10, 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).