

October 6, 2009

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS
TUESDAY, OCTOBER 6, 2009
1:00 O'CLOCK P.M.**

AGENDA

1. Call to Order.
2. Invocation and Pledge of Allegiance by Commissioner Meyers.
3. Approve minutes of regular meeting held on September 22, 2009.
4. Public Comments regarding the Agenda and Announcements.
5. PUBLIC HEARINGS: 1:00 p.m.: Conduct Public Hearings and take all appropriate action on the following matters:
 - A. Acceptance of the revised traffic control plan for Lamar Elementary School #16 at the intersection of Skinner Lane & Farmer Road to establish "No Parking" zone, Precinct 3.
 - B. Acceptance of the traffic/safety study for Fry Road to establish "No U Turn" at the intersection of Fry Road and Center Village Drive, Precinct 3.
 - C. Acceptance of the traffic/safety study for Blake Road to establish "No Parking" along roadway, Precinct 3.
 - D. Acceptance of the traffic control plan for Shops at Bella Terra, Section 4, Pct. 3.
 - E. Acceptance of the revised traffic/safety study for Exley Elementary School (Katy Independent School District Elementary School #24), to install "No U Turn" signs along Westheimer Parkway, Precinct 3.

CONSENT AGENDA ITEMS 6 - 19:

6. **OUT-OF-STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
 - A. **District Attorney: D. L. Oglesby to Kansas City, Kansas, October 13-18, 2009, to attend training for electronic courtroom presentations. (Fund: District Attorney, LEOSE Training)**
 - B. **Emergency Management:**
 - 1) **Janette Walker and Information Technology employee Terrance Harris to Atlanta, Georgia, October 20-22, 2009, to attend ESI University Training. (Fund: Emergency Management, UASI Grant)**

OUT-OF-STATE TRAVEL (Continued)

Emergency Management (Continued)

- 2) Alan Spears to Emmitsburg, Maryland, October 25-30, 2009, to attend Multi-Hazard Emergency Planning for Schools, with travel expenses sponsored by Katy Independent School District through the National Emergency Training Center. (Fund: Emergency Management, Travel)
 - 3) Lach Mullen to Washington, D. C., December 7-10, 2009, to attend the Social Media in Government Conference. (Fund: Emergency Management, UASI Grant)
7. **COUNTY JUDGE:** Approve renewal of Agreement between Fort Bend County and Texana Center to provide a unified delivery system for mental health and mental retardation services for residents of Fort Bend County for FY10 in the amount of \$500,000. (Fund: Public Transportation, Fees)
8. **BUDGET TRANSFERS:**
- A. **District Attorney:** Approve transfer in the amount of \$8,000 as detailed on District Attorney's form dated August 25, 2009, to allocate additional funds for payments due for fees and travel.
 - B. **Indigent Health Care:**
 - 1) Approve transfer in the amount of \$1,600 as detailed on Director's form dated September 29, 2009, to allocate funds for temporary assistance required during vacancy in Claims Analyst position.
 - 2) Approve transfer in the amount of \$900 from Indigent Health Care, Property and Equipment into Facilities, Utilities, to allocate additional funds for invoices received on utilities/phones/phone lines.
 - C. **Library:** Approve transfer in the amount of \$2,507 from Capital Acquisitions into Information Technology to allocate funds for purchase of computer equipment into correct line item.
 - D. **Sheriff's Office:**
 - 1) Approve transfer in the amount of \$6,487 as detailed on Sheriff's form dated September 23, 2009, to allocate additional funds for expenses exceeding the Victim Coordinator Liaison Grant program for FY 2009.
 - 2) Approve transfer in the amount of \$69,000 from Information Technology into Capital Acquisitions to allocate funds for purchase of equipment into correct line item.
9. **CONSTABLE, PCT. 3:** Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 124, effective October 1, 2009 through September 30, 2010.

10. ENGINEERING:

- A. Approve payment of Invoice No. 156530 (Pay Estimate No. 24) in the amount of \$7,484.24 to Jones & Carter, Inc. for Fifth Street Paving and Drainage Improvements (from FM 1092 to FM 2234), Mobility Bond Project #17, Precinct 2. (Fund: 2001 Mobility Bonds)**
- B. Approve payment of Invoice No. T067250 (Pay Estimate No. 2) in the amount of \$7,715.00 to Terracon regarding Greenbusch Road, Phase I, (from Katy Flewellen Road to Shadow Forest), Mobility Bond Project #732, Precinct 3. (Fund: 2007 Mobility Bonds)**
- C. Approve payment of Invoice No. 0153531 (Pay Estimate No. 23) in the amount of \$1,769.76 to Jones & Carter, Inc. for Fifth Street Paving and Drainage Improvements (from FM 1092 to FM 2234), Mobility Bond Project #17, Precinct 2. (Fund: 2001 Mobility Bonds)**
- D. Approve payment of Invoice No. 23 (Pay Estimate No. 23) in the amount of \$32,237.92 to Schaumburg & Polk, Inc. regarding Management and Administrative Support Services for the 2007 Mobility Bond Project Program in Precincts 1, 2, 3, and 4. (2007 Mobility Bonds)**
- E. Approve payment of Invoice No. 26086 (Pay Estimate No. 1) in the amount of \$15,306.90 to Landtech regarding the expansion of Mason Road, Mobility Bond Project #735, Precinct 3. (2007 Mobility Bonds)**
- F. Approve payment of Invoice No. 200908-142 (Pay Estimate No. 2) in the amount of \$129,607.83 to Durwood Green Construction Company regarding Greenbusch Paving and Drainage, Mobility Bond Project #732, Precinct 3 (2007 Mobility Bonds)**
- G. Approve payment of Invoice No. 9-08-01-631 in the amount of \$11,464.93 to Percheron Acquisitions, LLC for services regarding the expansion of Mason Road, Mobility Bond Project #735, Precinct 3. (Fund: Right of Way)**
- H. Approve payment of Invoice No. 09-08-012 (Pay Estimate No. 18) in the amount of \$6,240.00 to Kelly Kaluza & Associates, Inc. for professional services related to West Bellfort Paving & Drainage Project (from Martinez Street to Farm Market 1464), Precinct 4. (Fund: 2007 Mobility Bonds)**
- I. Approve payment of Final Invoice No. 09-08-07 in the amount of \$2,952.00 to Kelly Kaluza & Associates, Inc. for professional services related to the drainage and detention facilities to serve Four Corners Park and West Bellfort Road Improvements, Pct. 4. (Fund: Right of Way)**
- J. Accept grant funds from Houston-Galveston Area Council in the amount of \$16,020 and authorize County Judge to sign Intergovernmental Agreement for the FY10 Household Hazardous Waste Program for the period of September 1, 2009 through August 31, 2010.**
- K. Accept grant funds from Houston Galveston Area Council in the amount of \$46,000 and authorize County Judge to sign Intergovernmental Agreement for the FY10 Recycle Center Enhancements for the period September 1, 2009 through August 31, 2010.**

ENGINEERING (Continued)

- L. Approve release of Cashier's Check #060487 in the amount of \$5,000.00 to Royal Valley Utilities, Inc. for completion of work on Gapps Slough and Royal Crest Lane, Permit #83665, Precinct 1.
- M. Approve application from AT&T Texas to bury cable along Fulshear-Gaston, Precinct 3.
- N. Approve application from Tex-Star Services, Inc. to construct a driveway tie-in onto Waters Lake Blvd., Precinct 1.
- O. Approve application from CenterPoint Entex to bury a 2-inch plastic gas main along south right of way of Cinco Village, Blvd., Precinct 3.
- P. Approve oversize, overweight...bond #LPM8979742 in the amount of \$50,000.00 from Gordy Oil Company for any and all damages that may be sustained to any roads or bridges while operating equipment off of Battle Road in Fort Bend County, Pct. 1.
- Q. Approve the plat for Scanlan Trace Church Subdivision, Pct. 1.
- R. Approve the plat for Red Canyon Park Drive and Wooded Canyon Drive Street Dedication, Pct. 3.
- S. Approve the plat for Shops at Grand Parkway Partial Replat No. 1, Pct. 3.
- T. Approve the plat for USPS Fresno Main Post Office Subdivision, Pct. 1.
- U. Approve the plat for Millers Bend, Pct. 3.
- V. Approve plat for the roads within Lakemont Shores, Section 2, Pct. 3.
- W. Approve plat for the lots within Lakemont Shores, Section 2, Pct. 3.
- X. Accept the streets in Aliana, Section 2 and release bond #104984946 in the amount of \$454,729.80, Pct. 4.

East Aliana Trace Drive	205.17 LF
Huttons Court Lane	1,307.95 LF
Simon Lane	543.47 LF
Simon Court	197.36 LF
Winter Hedge Court	197.48 LF
Mahogany Trace Lane	574.53 LF
Shire Green Lane	258.76 LF
Cook Landing Drive	629.25 LF
Hazel Woods Court	288.00 LF
Torian Way	546.24 LF
North Aliana Road	<u>1,116.34 LF</u>
TOTAL:	5,864.55 LF

- Y. Accept the streets in Aliana, Section 3 and release bond #61BCSER5405 in the amount of \$232,723.40, Pct. 4.

East Aliana Trace Drive	522.13 LF
Cerro Puente Way	587.89 LF
Belvamera Road	703.35 LF
Adelaide Drive	611.17 LF
Bellago Lane	<u>600.45 LF</u>
TOTAL:	2,724.99 LF

ENGINEERING (Continued)

Z. Accept the streets in Aliana, Section 7 and release bond #104984960 in the amount of \$512,409.80, Pct. 4.

Binion Lane	317.14 LF
Binion Lane	290.00 LF
Binion Lane	340.21 LF
East Binion Lane	290.00 LF
Goodmanville Court	133.31 LF
Browning Trace Lane	1,068.26 LF
Polizzotto Lane	862.90 LF
Quiet Shores Drive	1,034.83 LF
Fechser Lane	1,071.59 LF
Fechser Lane	187.19 LF
Meadow Light Drive	<u>1,079.47 LF</u>
TOTAL:	6,674.90 LF

AA. Accept the streets in Aliana, Section 9 and release bond #104984962 in the amount of \$279,876.80, Pct. 4.

Binion Lane	658.37 LF
Astrachan Road	1,102.62 LF
Pearl Landing Drive	424.27 LF
Hanoverian Drive	<u>1,112.11 LF</u>
TOTAL:	3,297.37 LF

BB. Accept the streets in Aliana, Section 10 and release bond #61BCSER5407 in the amount of \$419,176.10, Pct. 4.

Viscount Landing	170.00 LF
Astrachan Road	1,128.77 LF
Shanley Trace Lane	879.64 LF
Hanoverian Drive	1,281.73 LF
Bland Mills Lane	1,431.70 LF
Shanley Landing	854.35 LF
Torrey Pine Drive	49.52 LF
Pommel Lane	<u>49.52 LF</u>
TOTAL:	5,848.23 LF

CC. Accept the streets in Aliana, Section 5 and release bond #61BCSER5406 in the amount of \$427,556.50, Pct. 4.

Aliana Creek Way	169.55 LF
Binion Lane	489.80 LF
Binion Lane	460.00 LF
East Binion Lane	290.00 LF
Woodfalls Lane	858.02 LF
Mystic Springs Lane	271.53 LF
Sandalisle Lane	863.58 LF
Aldenwilds Lane	927.71 LF
Revalen Way	271.17 LF
Sauki Lane	<u>916.79 LF</u>
TOTAL:	5,518.15 LF

ENGINEERING (Continued)

- DD.** Set public hearing for acceptance of the traffic control plan for Aliana, Section 2, Section 3, Section 7, Section 9, and Section 10, Pct. 4. *(Tuesday, November 3, 2009, at 1:00 p.m.)*
- EE.** Set public hearing for acceptance of the traffic control plan for Aliana, Section 5, Pct. 4. *(Tuesday, November 3, 2009, at 1:00 p.m.)*
- FF.** Set public hearing for the traffic control plan prohibiting overnight parking of commercial motor vehicles, in the Mission Oaks Subdivision, pursuant to Texas Transportation Code Ann. §545.307, Pct. 3. *(Tuesday, November 3, 2009, at 1:00 p.m.)*
- GG.** Set public hearing for River Forest Section 3, Replat No. 1, being a replat of Lot 7, 8, and 9, Blk. 2 of River Forest Section 3, Pct. 1. *(Tuesday, November 17, 2009, at 1:00 p.m.)*

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

- A.** Invoice No. 23296 in the amount of \$63,761.25 to Fort Bend Mechanical, Ltd. for air conditioning services regarding renovations to the Jane Long Building;
- B.** Invoice No. 686940 in the amount of \$1,120.00 to Ice Machine Factory Kitchen and Restaurant Supply for furniture, fixture, and equipment cost regarding the South Post Oak Ball Park;
- C.** Invoice No. 09-31372 in the amount of \$380.00 to QC Labs, Inc. for materials testing services regarding the Precinct Two Missouri City Annex Building;
- D.** Invoice No. 4322 in the amount of \$125,313.89 to Total Technologies for voice/data cabling services regarding the Gus George Academy;
- E.** Invoice No. 10026894 in the amount of \$42,369.70 to PGAL for architectural services regarding the Justice Center;
- F.** Pay Application No. 08-00900014 in the amount of \$178,207.65 to Bass Construction Company Inc. for construction services regarding the Gus George Academy; and
- G.** Invoice No. 09-08-025 and Invoice No. 09-07-029 for an amount totaling \$21,338.00 to Kelly R. Kaluza & Associates, Inc. for professional services regarding the Jail Expansion.

12. FIRE MARSHAL: Approve and record Texas Official Bond and Oath for Investigator Bradley W. Bass, for the term of June 15, 2009 through June 15, 2010.

13. HEALTH & HUMAN SERVICES:

- A.** Accept and sign Memorandum of Understanding between Fort Bend County and Lamar Consolidated Independent School District, the content of which is covered under Texas Government Code § 418.183(f).

HEALTH & HUMAN SERVICES (Continued)

- B. Environmental Health: Accept grant funds from Houston-Galveston Area Council in the amount of \$44,074 and authorize County Judge to sign Intergovernmental Agreement for Local Enforcement of FY 2010 Solid Waste Implementation Program for the period of September 1, 2009 through August 31, 2010.**

- 14. LIBRARY: Approve renewal of Agreement between Fort Bend County and Coin Copiers for use of twenty-three (23) copiers and a networked barcode scanner system for use at the Fort Bend County libraries from October 1, 2009 through September 30, 2010.**

- 15. PURCHASING:**

 - A. Approve the renewal of Bid #06-078 for Pauper Burials, Transports and Related Services through November 30, 2009.**
 - B. Approve the renewal of Monumental Retiree Medical Coverage through December 31, 2010.**
 - C. Approve the renewal of Interlocal Agreements for the purchase of goods and services between Fort Bend County and the with the following entities: City of Beasley; City of Fulshear; City of McKinney; City of Richmond; City of Simonton; and Lamar Consolidated Independent School District.**

- 16. RISK MANAGEMENT: Approve the renewal of Property, Casualty, Liability, and Workers Compensation insurance coverage as submitted by Arthur J. Gallagher Risk Management Service, Inc., and approve renewals for third party administrator(s) and managed care administrator for policy period October 1, 2009 through September 30, 2010. (Fund: Risk Management, Benefits and Insurance)**

- 17. ROAD & BRIDGE: Approve renewal of Primary Interlocal Agreements between Fort Bend County and the following entities effective October 1, 2009 through September 30, 2010, with automatic one-year renewals: Brazos Bend State Park; City of Katy; City of Richmond; City of Rosenberg; University of Houston System; and Village of Pleak.**

- 18. SHERIFF'S OFFICE:**

 - A. Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and Waterview Estates Owner's Association for the term of October 1, 2009 through September 30, 2010.**
 - B. Approve renewal of Motorcycle Lease Agreements between Fort Bend County and the following Officers effective October 1, 2009 through September 30, 2010: Danny Beckworth, Brett Frankie, Victor Garcia, Jr., Joe Lancaster, David Meorado, S. Reid Rader, Roger Thurman, and Jesse Zamaripa. (Fund: Sheriff, Enforcement, Rental)**

19. **TAX ASSESSOR/COLLECTOR:**

- A. **Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on October 6, 2009, for an amount totaling \$87,679.71.**
 - B. **Record into Minutes the disposal of deposit folders, Docu-Data scanned Boxes #672 through #683, dated July 13, 2009 through August 17, 2009, in accordance with the State Archive Retention Schedule of Destruction for the Office of Patsy Schultz.**
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20. **COUNTY JUDGE:**

- A. Take all appropriate action on the First Amended and Restated Concurrent Order of the Gulf Coast Freight Rail District.
- B. Take all appropriate action on Resolution Nominating Candidates for the vacant position on the Board of Directors of the Fort Bend Central Appraisal District for the term ending December 31, 2009.
- C. Take all appropriate action to create a Local Data Advisory Board, responsible for preparing a Data Reporting Improvement Plan, as required under Article 60.10 of the Code of Criminal Procedures comprised of the following: Sheriff's Office Designee Craig Brady; District Attorney's Office Designee Wes Wittig; District Clerk or Designee; County Clerk or Designee; Information Technology Director Charles Cook; and City of Sugar Land Police Chief Designee Doug Brinkley.
- D. Take all appropriate action on Order Authorizing the Issuance of and Levying Taxes for the Principal and Interest on the Fort Bend County, Texas Unlimited Tax Road Refunding Bonds, Series 2009.

21. **COMMISSIONER, PCT. 1:** Take all appropriate action to renew on a month-to-month basis the Master Agreement between Fort Bend County and the Fort Bend County Fair Association until January 31, 2010.

22. **COMMISSIONER, PCT. 4:**

- A. Take all appropriate action to accept the resignation of Gary Knapp from First Colony Levee Improvement District No. 1 Board of Directors, and appoint Debra Coffman to fill the vacancy and serve a four year term.
- B. Take all appropriate action on the Sales Tax Agreement between Fort Bend County and the Aliana Management District for payment to County of 25% of all sales and use tax revenues reported by the Texas Comptroller of Public Accounts.

23. ELECTIONS ADMINISTRATION:
- A. Take all appropriate action to authorize reimbursement in the amount of \$120 to John Oldham for four season passes to the Fort Bend County Fair for use by members of the Spanish Language Advisory group while staffing the County Voter Registration and outreach booth. (Fund: Elections Administration, Fees)
 - B. Take all appropriate action on Joint Election Agreements between Fort Bend County and the following entities for the November 3, 2009 election: City of Houston, Fort Bend County Municipal Utility District No. 49, Sienna Plantation Levee Improvement District, and North Mission Glen Municipal Utility District.
24. ENGINEERING:
- A. Take all appropriate action on Right of Entry and Possession Agreement between Fort Bend County and Fellowship Bible Church of Katy, Inc. related to Katy Flewellen Mobility Project No. 734, Precinct 3.
 - B. Take all appropriate action on the Interlocal Agreement between Fort Bend County and Harris County for improvements to Howell-Sugarland Road in an amount not to exceed \$375,591.88. (Fund: Road & Bridge, Traffic Signalization)
25. FACILITIES MANAGEMENT & PLANNING: Take all appropriate action on Interlocal Lease Agreement between Fort Bend County and Texas Alcoholic Beverage Commission (TABC) to lease office space at the Gus George Law Enforcement Academy, 1521 Eugene Heimann Circle, in Richmond, Texas through September 30, 2010.
26. HUMAN RESOURCES:
- A. Take all appropriate action to authorize the County Judge to execute Fort Bend County's Texas County & District Retirement System (TCDRS) Plan Authorization for the Plan Year 2010 and consider action on the following items: changes in the plan provisions for non-retirees; Cost of Living Adjustment (COLA) for retirees; and payment of a rate greater than the TCDRS required rate.
 - B. Take all appropriate action on request to reclassify Position No. 4971-0017 in the Office of County Treasurer from Accounting Clerk I, Grade 7 of the Administrative Clerical Policy Group, to Payroll Specialist, Grade 8 of the Administrative Clerical Policy Group effective October 6, 2009. (Fund: Treasurer's Office)
 - C. Take all appropriate action on request to reclassify Position No. 5601-0738 in the Sheriff's Office from Bonding Clerk, Grade 5 of the Administrative Clerical Policy Group, to Administrative Clerk II, Grade 6 of the Administrative Clerical Policy Group effective October 17, 2009. (Fund: Sheriff, Detention)

October 6, 2009

27. INDIGENT HEALTH CARE: Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$54.50 to Houston Community Newspapers for publication of indigent health care announcement without a purchase order. (Fund: Indigent Health Care, Fees)
28. PARKS DEPARTMENT: Take all appropriate action to accept Recreational Facilities Easement between Fort Bend County, as Grantee, and the University of Houston System, as Grantor, for construction, installation, repair, replacement, maintenance, and operation of a hiking, jogging and/or bicycle trail in Cinco Ranch and record such easement in the Real Property Records in the County Clerk's Office.
29. PURCHASING:
 - A. Take all appropriate action on the purchase of software licensing and maintenance from SHI Government Solutions utilizing Department of Information Resources (DIR) contract DIR-SDD-1034, for an amount not to exceed \$115,000. (Fund: Information Technology, Fees)
 - B. Take all appropriate action to authorize the purchase of telecommunications equipment maintenance from Datavox utilizing the State of Texas Department of Information Resources contract DIR-SDD-272 in an amount not to exceed \$104,000. (Fund: Information Technology, Fees)
 - C. Take all appropriate action on the following:
 - 1) Bid #09-098 for Furniture for Sienna Branch Library;
 - 2) Bid #09-103 for Construction of Edgewood Drive Bridge over Drainage Ditch No. 9502037; and
 - 3) Bid #10-026 for Chrysler repair parts.
30. SHERIFF'S OFFICE:
 - A. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$235.00 to Lone Star Uniforms for maintenance uniform embroidery service performed without a purchase order. (Fund: Sheriff, Detention, Operating Supplies)
 - B. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$300.00 to Collision Clinic for towing services performed without a purchase order. (Fund: Sheriff, Enforcement, Fees)
 - C. Take all appropriate action to dedicate three classrooms in the Gus George Law Enforcement Training Academy in honor of Lieutenant Don Martin (Fort Bend Sheriff's Office), Assistant Chief Jan Jones, (Assistant Chief of Police, Stafford Police Department), and Lieutenant Billy Ennis, (City of Missouri City Police Department).
31. TREASURER'S OFFICE: Take all appropriate action on First Amendment to the Agreement between Fort Bend County and GHG Corporation to provide additional services in the amount of \$6,400; total compensation not to exceed \$59,920. (Fund: Project Renaissance)

October 6, 2009

32. Approve Bills.
33. Ratify release of time-sensitive bills by Auditor on October 1, 2009.
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) Cause No. 09-CCV-039360; Fort Bend County, Texas vs. Victor R. Martinez, Jane P. Martinez, et al.; In the County Court at Law Number Two (2) of Fort Bend County, Texas.
 - 2) Cause No. 09-CCV-039359; Fort Bend County, Texas vs. Cynthia Castro, Jerry Castro, et al.; In the County Court at Law Number Four (4) of Fort Bend County, Texas.
 - 3) Cause #H-98-0653; Burlington Northern and Santa Fe Railway Company v. Fort Bend County, et al; in the United States District for the Southern District of Texas.
 - 4) Cause No. 09-CCV-039248, Fort Bend County, Texas V. Donald H. Krenek, Donna F. Krenek, et al.; In the County Court at Law No. Four (4) of Fort Bend County, Texas.
 - 5) Cause No. 09-CCV-039251, Fort Bend County, Texas V. Harvey L. Meyer, Vernelle J. Meyer, et al.; In the County Court at Law No. Four (4) 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) FM 1464 (a 90/10 Texas Department of Transportation reimbursement project) Phase II, Mobility Bond Project #764, Precinct 4.
 - 2) FM 359: (a 90/10 Texas Department of Transportation reimbursement project), Precincts 1 and 3.
 - 3) Old Richmond Road, Mobility Bond Project #729, Precinct 4.
 - 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.
County Librarian.

October 6, 2009

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

- A. § 551.071. Consultation With Attorney.
 - 1) Cause No. 09-CCV-039360; Fort Bend County, Texas vs. Victor R. Martinez, Jane P. Martinez, et al.; In the County Court at Law Number Two (2) of Fort Bend County, Texas.
 - 2) Cause No. 09-CCV-039359; Fort Bend County, Texas vs. Cynthia Castro, Jerry Castro, et al.; In the County Court at Law Number Four (4) of Fort Bend County, Texas.
 - 3) Cause #H-98-0653; Burlington Northern and Santa Fe Railway Company v. Fort Bend County, et al; in the United States District for the Southern District of Texas.
 - 4) Cause No. 09-CCV-039248, Fort Bend County, Texas V. Donald H. Krenek, Donna F. Krenek, et al.; In the County Court at Law No. Four (4) of Fort Bend County, Texas.
 - 5) Cause No. 09-CCV-039251, Fort Bend County, Texas V. Harvey L. Meyer, Vernelle J. Meyer, et al.; In the County Court at Law No. Four (4) of Fort Bend County, Texas.
- B. § 551.072. Deliberation Regarding Real Property.
 - 1) FM 1464 (a 90/10 Texas Department of Transportation reimbursement project) Phase II, Mobility Bond Project #764, Precinct 4.
 - 2) FM 359: (a 90/10 Texas Department of Transportation reimbursement project), Precincts 1 and 3.
 - 3) Old Richmond Road, Mobility Bond Project #729, Precinct 4.
- C. § 551.074. Personnel Matters.
 - County Librarian.

FILED FOR RECORD

A.M. (M)
NO. _____ TIMES: 06
OCT 02 2009 VCK

Stevie Wilson
County Clerk Fort Bend Co. Tex.

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 Friday, October 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 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 1517 Eugene Heimann Circle, Suite 500, in Richmond, Texas, 77469, telephone 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).