

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS
TUESDAY, NOVEMBER 24, 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 special meeting held on November 16, 2009, and regular meeting held on November 17, 2009.
4. Public Comments regarding the Agenda and Announcements.
5. PUBLIC HEARING: 1:00 p.m.: Conduct Public Hearing on the replat of Okene Court Subdivision being a replat of Reserve "C" Mission West, Section 3, Precinct 3.

CONSENT AGENDA ITEMS 6 - 21:

6. OUT-OF-STATE TRAVEL:

- A. Enter into record the out-of-state travel for elected official:
Commissioner, Pct. 1: Commissioner Richard Morrison to Washington, D.C., December 1-4, 2009, to meet with U.S. Department of Transportation and other government officials regarding TIGER Grant. (Fund: Commissioner Pct. 1, Travel)
- B. Approve out-of-state travel requests for County personnel:
Sheriff's Office: Ratify travel by Jason Bell and Brooks Gage to Sulphur, Louisiana, November 19, 2009, to recover stolen equipment. (Fund: Sheriff, Enforcement, Operating)

7. COUNTY JUDGE:

- A. Approve annual payment to Harris County Treasurer in the amount of \$77,712.00 for Fort Bend County's proportionate share of the total expenses for the 1st and 14th Appellate Courts for fiscal year ending February 28, 2009, pursuant to Local Government Code §22.202. (Fund: Non-Departmental, Fees)
- B. Approve annual payment to Second Administrative Judicial Region of Texas in the amount of \$14,627.76 for Fort Bend County's proportionate share based on population of the total expenses for the region pursuant to Texas Government Code §74.043. (Fund: Non-Departmental, Fees)
- C. Approve Full Release and Agreement for Use of County Property for the Miracle on Morton Street event, a public event hosted by the Historic Richmond Association, to be held on December 5, 2009.

8. **COMMISSIONER, PCT. 4:** Approve Project Agreement between Fort Bend County and University of Houston System to provide assistance with the installation of a temporary overflow parking lot at the University of Houston Sugar Land Campus, County expenditure not to exceed \$8,550. (Fund: Road & Bridge, Multi)
9. **BUDGET OFFICER:** Approve and record Quarterly County Investment Report for the Fourth Quarter of Fiscal Year 2009, pursuant to Texas Government Code §2256.023.
10. **BUDGET TRANSFERS:**
 - A. **Constable, Pct. 1:** Approve transfer in the amount of \$3,478 from Property and Equipment into Capital Acquisitions to reallocate funds into correct account for expenditures.
 - B. **County Clerk:** Approve transfer in the amount of \$2,266 as detailed on County Clerk's form dated November 16, 2009, to reallocate funds budgeted for Information Technology Cost Allocations into correct object codes for Records Management.
 - C. **Courts Administration:** Approve transfer in the amount of \$7,816 as detailed on Auditor's form dated November 19, 2009, to allocate funds for temporary/part-time assistance while Court Coordinator is on leave.
 - D. **Sheriff's Office:** Approve transfer in the amount of \$150 from Office Supplies into Information Technology to allocate funds for purchase of computer related items for the Narcotics Task Force, State.
11. **CONSTABLE, PCT. 4:**
 - A. Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Toll Road Authority effective October 1, 2009 to September 30, 2010.
 - B. Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and First Colony Community Services Association, Inc. effective October 1, 2009 to September 30, 2010.
12. **DISTRICT ATTORNEY:** Approve renewal of Equitable Sharing Agreement between Fort Bend County and U. S. Department of Justice and record Annual Certification Report for Fiscal Year ending September 30, 2009.

13. ENGINEERING:

- A. Approve payment of Invoice No. T073235 (Pay Estimate No. 3) in the amount of \$7,531.25 to Terracon regarding Greenbusch Road, Phase I, (from Katy Flewellen Road to Shadow Forest), Mobility Bond Project #732, Precinct 3. (Fund: 2007 Mobility Bonds)**
- B. Approve payment of Invoice No. 25 (Pay Estimate No. 25) in the amount of \$32,345.03 to Schaumburg & Polk, Inc. regarding Management and Administrative Support Services for the 2007 Mobility Bond Project Program within Precincts 1, 2, 3, and 4. (Fund: 2007 Mobility Bonds)**
- C. Approve payment of Invoice No. 5 (Pay Estimate No. 5) in the amount of \$114,298.83 to Durwood Green Construction Company regarding West Bellfort Paving and Drainage Project, Mobility Bond Project #731, Precinct 4. (Fund: 2007 Mobility Bonds)**
- D. Approve accepting Fidelity and Deposit Company of Maryland perpetual Bond #LPM08959497 for Gamma Construction Company, Precincts 1, 2, 3, and 4.**
- E. Approve application from Gamma Construction Company to construct one driveway on Harlem and two driveways on Plantation Drive, Precinct 3.**
- F. Approve application from Wesson Sand Company, Inc. to construct a driveway tie-in onto Lockwood, Precinct 1.**
- G. Approve application from AR Turnkey Construction Company, Inc. to bury an 8-inch water line and an 8-inch sanitary sewer along Grand Mission Boulevard, Precinct 3.**
- H. Accept check #4688 from Noor J. Mohammad in the amount of \$42,610.00 for pro-rata share to build the remaining westbound lanes of Beechnut Street from Lobera Drive to Clodine Road, for the Beechnut Clodine Reddick Plaza plat shared participation, Pct. 3.**
- I. Approve the plat for Beechnut Clodine Reddick Plaza, Pct. 3.**
- J. Approve the plat for Fort Bend County Precinct No. 3 Service Center, Pct. 3.**
- K. Approve the plat for LaQuinta Grand Parkway and U.S. 59, Pct. 1.**
- L. Approve the plat for Catholic Charities Community Center, Pct. 1.**
- M. Accept the streets in Grand Corner Drive and release bond #6496837 in the amount of \$412,679.48, Pct. 3.**

Grand Corner Drive	2,917.24 LF
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- N. Accept the streets in West Riverpark Drive Street Dedication and release bond #109756 in the amount of \$85,000.00, Pct. 1.**

West Riverpark Drive	700.00 LF
Wimberly Canyon Drive	<u>140.25 LF</u>
TOTAL:	840.25 LF
- O. Set public hearing for acceptance of the traffic control plan for Grand Corner Drive, Pct. 3. (Tuesday, December 22, 2009, at 1:00 p.m.)**
- P. Set public hearing for acceptance of the traffic control plan for Roesler Road, Pct. 1. (Tuesday, December 22, 2009, at 1:00 p.m.)**

ENGINEERING (Continued)

- Q.** Set public hearing for acceptance of the traffic control plan for Grand Mission, Section 12, Section 14, Section 15 and Grand Mission Estates, Section 2, Pct. 3 *(Tuesday, December 22, 2009, at 1:00 p.m.)*
 - R.** Set public hearing for acceptance of the traffic/safety study for the intersection of Gaston Road at Katy Flewellen Road for the installation of a multi-way stop, Pct. 3. *(Tuesday, December 22, 2009, at 1:00 p.m.)*
 - S.** Reset public hearing for River Forest Section 3 Replat No. 1, being a replat of Lot 7, 8, 9, Blk. 2 of River Forest Section 3, Pct. 1, and authorize publication of hearing in the Herald Coaster, a daily newspaper of general circulation in Fort Bend County. *(Tuesday, December 8, 2010, at 1:00 p.m.)*

- 14. 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.** Invoice No. 2 and Invoice No. 7 for an amount totaling \$27,106.79 to Bailey Architects for architectural services regarding the library at University of Houston – Sugar Land campus;
 - B.** Invoice No. 2 in the amount of \$7,027.44 to Bailey Architects for architectural services regarding the Courthouse Restoration project;
 - C.** Invoice No. 495072755001 in the amount of \$360.62 to Office Depot for furniture, fixture and equipment costs associated with the Gus George Academy; and
 - D.** Invoice No. 4488 in the amount of \$33,988.94 to Total Technologies, Inc. for furniture, fixture and equipment costs associated with the Jail Expansion Project.

- 15. FORT BEND COUNTY TOLL ROAD AUTHORITY:** The Board of Directors of the Fort Bend County Toll Road Authority (the "Authority") reviewed this item at their regular meeting held on November 18, 2009, and makes the following recommendation to Commissioners Court:
 - A.** Approve Contract/Estimate with Texas Services, Ltd. in an amount not to exceed \$20,000 for tree farm irrigation and maintenance.
 - B.** Approve Supplemental Agreement No. 3 to the Agreement with Brown & Gay Engineers, Inc. for engineering services for Fort Bend Parkway Toll Road Segment B (Phase 1) in an amount not to exceed \$46,098.04 for change in drainage outfall channel location.
 - C.** Approve budget for fiscal year-ending September 30, 2010.
 - D.** Approve engagement letter with Joyce, McFarland & McFarland LLP for condemnation and right-of-way acquisition matters for Fort Bend Parkway.

16. HEALTH & HUMAN SERVICES – SOCIAL SERVICES:

- A. Authorize Fort Bend County to accept funds from Reliant Energy in the amount of \$5,000 as part of the Reliant Care Program for distribution to residents of the County for their Reliant electricity bills.**
- B. Approve renewal of Interlocal Agreement between Fort Bend County and The University of Texas Medical Branch (UTMB) at Galveston to provide Forensic Pathology Services through August 31, 2010. (Fund: Social Services, Fees)**
- C. Approve Energy Assistance Agency Web Portal User Agreement for Fort Bend County to access information pertaining to the distribution of Reliant Care funds.**

17. PUBLIC TRANSPORTATION: Accept Grant No. TX 90-X869 for Federal FY07 Section 5307 Urban funding in the amount of \$2,120,000 with a County match of \$1,085,337 and authorize electronic submission of executed grant agreement by Director of Public Transportation on behalf of the County Judge. (Fund: Public Transportation)

18. PURCHASING:

- A. Authorize advertising for Statements of Qualification (SOQs), Bids, and/or Request for Proposals (RFPs) for improvements to Katy Gaston Road from F.M. 1093 to Cinco Ranch Boulevard, Mobility Bond Project #733, Pct. 3.**
- B. Approve renewal of Interlocal Agreement between Fort Bend County and the following entities for the purchase of goods and services: City of Kendleton; City of Needville; City of Orchard; Town of Thompsons.**

19. SHERIFF'S OFFICE:

- A. Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and Grand Mission Municipal Utility District No. 1 effective October 1, 2009 to September 30, 2010.**
- B. Approve renewal of Mutual Aid Agreement between Fort Bend County and City of Sugar Land for police protection effective October 1, 2009 through September 30, 2010 with automatic renewal on a yearly basis.**
- C. Approve and record into Minutes the FY09 Chapter 59 Asset Forfeiture Report for the Fort Bend County Narcotics Task Force.**
- D. Approve renewal of Intergovernmental Agreement between Fort Bend County and Houston-Galveston Area Council to provide law enforcement training at the Gus George Academy for the period of September 1, 2009 through August 31, 2010.**

20. TAX ASSESSOR/COLLECTOR:

- A. Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on November 17, 2009, for an amount totaling \$8,749.31.**
- B. Record into the Minutes the Annual Report of Property Taxes Collected from October 1, 2008 through September 30, 2009, as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.**
- C. Record into Minutes the disposal of miscellaneous Tax Office documentation, which has been scanned, dated August 12, 2009 through September 26, 2009, and described on report dated November 12, 2009, in accordance with the State Archive Retention Schedule of Destruction for the Office of Patsy Schultz.**

21. TREASURER: Approve Monthly Report submitted by County Treasurer for October, 2009, and authorize advertisement of Affidavit of same, in accordance with Local Government Code §114.026.

22. COUNTY JUDGE: Take all appropriate action on First Amendment to the Tax Abatement Agreement between Fort Bend County and HE Sugar Land Buildings, L.P.; extending the construction completion date from January 1, 2010 to January 1, 2011.

23. COMMISSIONER, PCT. 1: Take all appropriate action to appoint Karen Lightfoot to the Fort Bend County Children's Protective Services Board for a term through November 24, 2015.

24. COMMISSIONER, PCT. 2: Take all appropriate action to reappoint Stephen Brown, Jr. to the Board of Directors for the City of Missouri City Tax Increment Reinvestment Zone No. 3.

25. COMMISSIONER, PCT. 3:

- A. Take all appropriate action on Agreement between Fort Bend County and Texas Department of Transportation regarding the FM 1093 Mobility Project.**
- B. Take all appropriate action to authorize County Engineer to engage an engineering firm to provide environmental service on the FM 1093 Mobility Project. (Fund: Right of Way)**

26. ELECTIONS ADMINISTRATION: Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$400 to Missouri City Baptist Church for use of their facilities as an Election Day polling location on November 3, 2009 without a Purchase Order. (Fund: Elections Services, Rental)
27. EMERGENCY MANAGEMENT: Take all appropriate action on Interlocal Agreement between Fort Bend County and Montgomery County for use of twenty (20) i-INFO licenses purchased by Montgomery County using Homeland Security Grant funds.
28. HEALTH & HUMAN SERVICES:
 - A. Take all appropriate action on Memorandum of Understanding (MOU) between Fort Bend County and Walden University for students to complete their practicum experience within Fort Bend County Health & Human Services.
 - B. Take all appropriate action on application for the American Reinvestment and Recovery Act funding opportunity Communities Putting Prevention to Work, for use in the areas of Tobacco Prevention and Control and Obesity Prevention, with no cash match required by the County, and authorize electronic submission of the application.
29. JUSTICE OF THE PEACE, PRECINCT 1, PLACE 1: Take all appropriate action on request to transfer the amount of \$36,474 as detailed on Budget Officer's form dated November 17, 2009, to allocate funds for new Clerk III position authorized by Commissioners Court on November 17, 2009.
30. PURCHASING:
 - A. Take all appropriate action to authorize the purchase of one (1) pickup truck with accessories for Environmental Health utilizing Houston-Galveston Area Council (H-GAC) Contract VE03-06, for an amount not to exceed \$33,200. (Fund: H-GAC Solid Waste Grant)
 - B. Take all appropriate action on renewal of Agreement between Fort Bend County and Linebarger, Goggan, Blair and Sampson, LLP for collection of delinquent ad valorem taxes.
 - C. Take all appropriate action to cancel janitorial services with KT Commercial at the Kitty Hollow Park Office, Four Corners Community Center, Mustang Community Center and Fifth Street Community Center pursuant to Bid #10-005.
 - D. Take all appropriate action to authorize the purchase of computer routers, switches and maintenance for voice and data network equipment from INX, Inc. for the Sienna Branch Library utilizing Department of Information Resources (DIR) Contract DIR-SDD-239, for an amount not to exceed \$99,100. (Fund: Facility Bond Project)

PURCHASING (Continued)

- E. Take all appropriate action on Second Amendment to Agreement between Fort Bend County and ACS Government Systems, Inc. for an amount not to exceed \$173,000. (Fund: Information Technology, Fees)
 - F. Take all appropriate action on First Amendment to Agreement for Architectural and Engineering Services between Fort Bend County and Bailey Architects to increase the design fees of University of Houston System at the Sugar Land campus Library by \$62,000 for the total contract not to exceed \$801,410. (Fund: Facility Bond Project)
 - G. Take all appropriate action on First Amendment to Design/Build Agreement between Fort Bend County and Bass Construction for the EMS Medic 1 facility in the amount of \$2,094,660 for the total contract not to exceed \$2,247,660. (Fund: Facility Bond Project)
 - H. Take all appropriate action on Amendment No. 2 to Agreement between Fort Bend County and TechShare Resource Sharing Addendum for Participation in the Texas Conference of Urban Counties TechShare Program, Common Integrated Justice System (CIJS) Court Administration System, extending the effective date through September 30, 2010. (Fund: Project Rawhide)
 - I. Take all appropriate action to exercise the 30 day cancellation clause on Bid 09-002 for Temporary Employment Services.
31. SHERIFF'S OFFICE:
- A. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$546.87 to Hobart for kitchen equipment repairs without a purchase order. (Fund: Sheriff, Detention, Operating, Fees)
 - B. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$1,360.80 to OnSiteDecals.Com for graphics packages purchased for Kids & Cops vehicles without a purchase order. (Fund: Sheriff, Forfeited Assets, Federal, Property and Equipment)
32. Approve Bills.
33. Authorize County Auditor to pay and release time sensitive bills on December 3, 2009, to be ratified by Commissioners Court on December 8, 2009.
34. COMMISSIONER, PCT. 4: Workshop to receive information regarding the creation of Tax Increment Reinvestment Zone #4 in Sugar Land, Texas, pursuant to Section 311.003(e) of the Texas Property Tax Code.


November 24, 2009

35. JUDICIAL STEERING TEAM:

- A. Receive information from Charles Gray, Conference of Urban Counties (CUC), for consideration of changes to the Agreement between Fort Bend County and Tyler Technologies for the Common Integrated Justice System (CIJS) Court Administration System.
- B. Take all appropriate action on Amendment No. 1 to the Master Software License and Professional Services Agreement between Fort Bend County and Tyler Technologies for the Common Integrated Justice System (CIJS) Court Administration System, and authorize County Judge to sign the Amendment on behalf of Fort Bend County.

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, November 20, 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

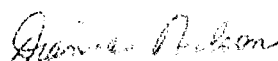
Fort Bend County does not discriminate on the basis of disability in the admission or access to, or treatment or employment in, its programs or activities. The County's ADA Coordinator is the Director of Facilities Management & Planning, located at 1517 Eugene Heimann Circle, Suite 500, in Richmond, 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).

FILED FOR RECORD

NO. _____ TIME 2:16 ^{AM.}_{P.M.} DA
NOV 20 2009


County Clerk Fort Bend Co. Tex