

MINUTES

BE IT REMEMBERED, That on this 23rd DAY of MARCH, 2010, Commissioners Court of Fort Bend County, Texas, met at a regular meeting with the following present:

RICHARD MORRISON	COMMISSIONER PRECINCT 1
GRADY PRESTAGE	COMMISSIONER PRECINCT 2
ANDY MEYERS	COMMISSIONER PRECINCT 3
JAMES PATTERSON	COMMISSIONER PRECINCT 4
DIANNE WILSON	COUNTY CLERK

Judge Hebert absent. Commissioner Prestage presided.

When the following were heard and the following orders were passed:

1. Call to Order.

Call to Order by Commissioner Prestage at 1:01 p.m.

2. Invocation and Pledge of Allegiance by Commissioner Patterson.

Invocation and Pledge of Allegiance by Commissioner Patterson.

3. Approve minutes of regular meeting held on March 9, 2010.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to approve the minutes of regular meeting held on March 9, 2010.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

4. Public Comments regarding the Agenda and Announcements.

March Service Awards were presented to county employees.

Commissioner Prestage presented a Proclamation to honor 100 years of Boy Scouts of America.

5. PUBLIC HEARINGS: 1:00 p.m.: Conduct Public Hearings and take all appropriate action on the following matters:

A. Acceptance of the traffic control plan for Irby Cobb Boulevard Street Dedication, Precinct 1.

Public hearing held. No public comments.

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to accept the traffic control plan for Irby Cobb Boulevard Street Dedication, Precinct 1.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

B. Acceptance of the traffic control plan for Pecan Bend Subdivision, Precinct 1.

Public hearing held. No public comments.

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to accept the traffic control plan for Pecan Bend Subdivision, Precinct 1.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

CONSENT AGENDA ITEMS 6 - 23

6. OUT OF STATE TRAVEL:

A. Record into Minutes the out-of-state travel by elected official:

Commissioner, Pct. 2: Commissioner Grady Prestage to New Orleans, Louisiana, May 13-16, 2010, to attend the National Organization of Black County Officials (NOBCO) 26th Annual Economic Development Conference. (Fund: Commissioner Pct. 2, Travel)

Item 6 continued - Out of State Travel:

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

1) Agri-Life Extension Office: Shelley Pappas to San Francisco, California, May 4-8, 2010, to attend the 2010 Children, Youth, and Families at Risk (CYFAR) Conference. (Fund: Extension Office, Travel)

2) Commissioner, Pct. 2: Katie Herrington to New Orleans, Louisiana, May 13-16, 2010, to attend the National Organization of Black County Officials (NOBCO) 26th Annual Economic Development Conference. (Fund: Commissioner Pct. 2, Travel)

3) Emergency Management:

a. Jeff Braun to Coronado, California, April 26-30, 2010, to attend the National Planning Workshop. (Fund: UASI Grant)

b. Doug Barnes to Emmitsburg, Maryland, May 16-21, 2010, to attend HAZUS-MH training at the Emergency Management Institute. (Fund: UASI Grant)

4) Sheriff's Office: Ratify travel by Rick Waits and Larry Williams to Lake City, Florida, March 10-11, 2010, for extradition of prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)

7. COUNTY JUDGE:

A. Authorize Presiding Officer of Commissioners Court to execute any and all documents pertaining to action taken during Court on March 23, 2010, including documents previously approved by the Court, as necessary.

B. Approve request for Historic Site Property Tax Exemption for The George Ranch Historical Park, located in Richmond, Texas for tax year 2010.

C. Approve request for Historic Site Property Tax Exemption for The Darst-Yoder House, located at 300 South 9th Street in Richmond, Texas for tax year 2010.

8. COMMISSIONER, PCT. 1: Approve Project Agreement between Fort Bend County and City of Richmond to provide assistance with improving the driving surface to the Brazos River by excavating approximately 150 feet of small trees to the River bank and slope bank at George Park, a city-owned park, County expenditure not to exceed \$600. (Fund: Road & Bridge)

9. COMMISSIONER, PCT. 4: Approve Project Agreement between Fort Bend County and Fort Bend County Levee Improvement District No. 7 to provide assistance with adding a left turn lane on Ellis Creek Blvd at US 90A, County expenditure not to exceed \$12,061.78. (Fund Road & Bridge)

10. AUDITOR:

A. Accept the Fort Bend County Comprehensive Annual Financial Report for the year ended September 30, 2009; audited by Null Lairson PC.

B. Accept the Fort Bend County Federal Single Audit for the year ended September 30, 2009; audited by Null Lairson PC.

Item 10 continued - Auditor:

C. Accept the Fort Bend County State Single Audit for the year ended September 30, 2009 audited by Null Lairson PC.

11. BUDGET & FINANCE:

Budget Transfers:

A. County Judge:

1) Approve transfer in the amount of \$135,000 as detailed on Judge's form dated March 12, 2010, to allocate funds for the local match on grant for Courthouse Preservation Project.

2) Approve transfer in the amount of \$4,590 as detailed on Judge's form dated March 19, 2010, to amend the budget pursuant to Local Government Code §111.0706 and allocate funds received from the City of Sugar Land for the Choices and Consequences program.

B. Child Support: Approve transfer in the amount of \$1,999 as detailed on Director's form dated March 5, 2010, to allocate funds for upgrade of multi-function copier equipment.

C. County Clerk/Records Management:

1) Approve transfer in the amount of \$5,000 from Operating Supplies into Information Technology to allocate funds for purchase of printers for courts divisions.

2) Approve transfer in the amount of \$1,109 from Information Technology into Property and Equipment to allocate funds into correct object code for expenditure.

D. Emergency Management: Approve transfer in the amount of \$2,068 from Fees into Information Technology to allocate funds for purchase of computer equipment and software.

E. Health & Human Services – Emergency Medical Service: Approve transfer in the amount of \$19,510 as detailed on Director's form dated March 16, 2010 to allocate funds into correct line item for payment of software upgrades and vehicle equipment.

F. Parks Department: Approve transfer in the amount of \$317,000 as detailed on Auditor's form dated March 12, 2010, to reallocate unexpended funds from parks project into Regional Park & Trail project.

G. Sheriff – Enforcement: Approve transfer in the amount of \$62,438 as detailed on Sheriff's form dated March 15, 2010, to allocate funds into correct line items for expenditures.

H. Treasurer - Emergency Medical Service (EMS) Collections: Approve transfer in the amount of \$1,225 from Fees into Information Technology to allocate funds for purchase of replacement computer.

I. Vehicle Maintenance: Approve transfer in the amount of \$17,000 as detailed on Auditor's form dated March 10, 2010, to allocate funds budgeted for fuel upgrades into the project account.

J. Facilities Management & Planning: Approve transfer in the amount of \$48 from Rental into Information Technology to allocate additional funds for purchase of computer and license due to price increase.

12. **CONSTABLE, PCT. 1: Record into Minutes the Racial Profiling Annual Report pursuant to Code of Criminal Procedure for 2009 for the Office of Constable, Pct. 1.**
13. **CONSTABLE, PCT. 3 Record into Minutes the Racial Profiling Annual Report pursuant to Code of Criminal Procedure for 2009 for the Office of Constable, Pct. 3.**
14. **FORT BEND COUNTY TOLL ROAD AUTHORITY: The Board of Directors of the Fort Bend County Toll Road Authority (the "Authority") reviewed these items at their regular meeting held on March 17, 2010, and makes the following recommendations to Commissioners Court:**
 - A. Approve Supplemental Agreement No. 4 to Engineering Services Agreement between the Authority and Brown & Gay Engineers, Inc. in the amount of \$110,144.95 for toll facilities design for the Fort Bend Parkway, Project B.**
 - B. Approve Supplemental Agreement No. 1 to Engineering Services Agreement between the Authority and PBS&J in the amount of \$36,425.00 for the Fort Bend Parkway, Project B.**
15. **ENGINEERING:**
 - A. Approve payment of Invoice No. 210094 (Pay Estimate No. 24) in the amount of \$4,032.50 to Klotz Associates regarding labor rates for Fort Bend County Mobility Bond Projects located in Precincts 1, 2, 3, and 4. (Fund: 2007 Mobility Bonds)**
 - B. Approve payment of Invoice No. 10-2-01-631 (Pay Estimate No. 13) in the amount of \$750.00 to Percheron Acquisitions, LLC regarding Mason Road Expansion Project #735, Precinct 3. (Fund: Right of Way)**
 - C. Approve payment of Invoice No. 20100746 (Pay Estimate No. 6) in the amount of \$2,575.00 to LJA Engineering & Surveying, Inc. regarding Teal Bend Boulevard Paving and Storm Sewer Facilities, Mobility Bond Project #746, Precinct 1. (Fund: 2007 Mobility Bonds)**
 - D. Approve payment of Invoice No. 22 (Pay Estimate No. 22) in the amount of \$10,088.25 to Cobb-Fendley & Associates, Inc. regarding the expansion of Greenbusch Road, Mobility Bond Project #732, Precinct 3. (Fund: 2007 Mobility Bonds)**
 - E. Approve payment of Invoice No. 47647 (Pay Estimate No. 12) in the amount of \$25,111.91 to Burk Kleinpeter, Inc. regarding the expansion of Trammel Fresno Road, Mobility Bond Project #746, Precincts 1 and 2. (Fund: 2007 Mobility Bonds)**
 - F. Approve payment of Invoice No. 201002-114 (Pay Estimate No. 7) in the amount of \$192,514.27 to Durwood Greene Construction Company regarding Greenbusch paving and drainage, Mobility Bond Project #732, Precinct 4. (Fund: 2007 Mobility Bonds)**
 - G. Approve payment of Invoice No. T103510 (Pay Estimate No. 7) in the amount of \$8,336.76 to Terracon regarding Greenbusch Road, Phase I (from Katy Flewellen Road to Shadow Forest), Mobility Bond Project #732, Precinct 3. (Fund: 2007 Mobility Bonds)**
 - H. Approve payment of Invoice No. 10-02-005 (Pay Estimate No. 23) in the amount of \$4,455.00 to Kelly Kaluza & Associates, Inc. for Professional Engineering Surveying Services related to West Belfort Paving and Drainage Project (from Martinez Street to Farm Market 1464), Precincts 3 and 4. (Fund: 2007 Mobility Bonds)**

Item 15 continued - Engineering:

I. Approve final payment of Invoice No. 1 in the amount of \$1,478.01 to Sprint Fort Bend Company Landfill regarding construction of West Bellfort Detention Basin and Outfall, and accept maintenance of facilities, Precinct 4. (Fund: 2007 Mobility Bonds)

J. Approve payment of Invoice No. 3425 in the amount of \$18,387.32 to Property Acquisition Services (PAS) for various Right of Way acquisitions services within Precincts 1, 2, 3, and 4. (Fund: Right of Way)

K. Approve application from Center Point-Entex to bore under Westheimer Parkway and bury a 2-inch plastic gas main along Sandi Lane, Precinct 3.

L. Approve application from Jaho, Inc. to install box culverts in Ditch II-B-7-A, Precinct 1.

M. Approve application from Comcast LLC to bore under several streets in Sienna Village of Anderson Springs, Sec. 3A, 3B, 4A, and 4B, Precinct 1.

N. Approve release of Performance Bond #767898P in the amount of \$5,000.00 to Ar Turnkee Construction Company, Inc. for completion of work on Grand Mission Boulevard, Permit #83701, Precinct 3.

O. Approve plat for the roads within Cinco Ranch Southwest, Section 41, Pct. 3.

P. Approve plat for the lots within Cinco Ranch Southwest, Section 41, Pct. 3.

Q. Approve plat for the roads within Old Orchard, Section 7, Pct. 4.

R. Approve plat for the lots within Old Orchard, Section 7, Pct. 4.

S. Approve the plat for Fort Bend I.S.D. Middle School No. 14, Pct. 3.

T. Approve the plat for Long Meadow Farms Commercial Reserve Sec. 2 Partial Replat No. 1, Pct. 3.

U. Approve the plat for Lakemont Shores Section 2, Amending Plat No.1, Pct. 3.

V. Approve the plat for Cinco Ranch Southwest, Sec. 33, Partial Replat No. 1, Pct. 3.

W. Approve the plat for Plantation Crossing Subdivision Partial Replat No. 1 of Unrestricted Reserve "B", Pct. 3.

Item 15 continued - Engineering:

X. Accept the streets in Kingdom Heights, Section 1 and release bond #563970S in the amount of \$1,215,036.20, Pct. 1.

Kingdom Heights Boulevard	1,638.06 LF
Wembley Way	3,065.39 LF
Wickshire Drive	1,344.17 LF
Winchester Lake	612.92 LF
Oxford Lake Drive	2,717.50 LF
Biltmore Court	148.26 LF
Miramont Drive	585.09 LF
Crescent Water	1,309.22 LF
Croxley Cove	122.78 LF
Foxgate Drive	695.49 LF
Carnaby Lane	2,078.75 LF
Watford Bend	1,007.32 LF
Preston Park	534.77 LF
Queensroch	188.32 LF
TOTAL:	16,048.04 LF

Y. Set a public hearing for acceptance of the traffic control plan for Kingdom Heights, Section 1, Precinct 1. (Tuesday, April 27, 2010, at 1:00 p.m.)

Z. Set a public hearing for acceptance of the Traffic Control Plan for Scott Road from Spur 529 to US 90A and Muegge Road from Scott Road to Randon School Road, Precinct 1. (Tuesday, April 27, 2010, at 1:00 p.m.)

AA. Set a public hearing for acceptance of the revised Traffic/Safety Study for Tealbriar Subdivision to establish "No Parking Signs" along Delamere Drive, Precinct 3. (Tuesday, April 27, 2010, at 1:00 p.m.)

16. 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. 23992 in the amount of \$7,311.30 to Vanguard Environments for furniture, fixture and equipment costs associated with the Missouri City Annex;

B. Invoice No. 11 in the amount of \$87,435.53 to Bailey Architects for professional services regarding the University of Houston Library – Sugar Land campus;

C. Invoice No. 09-001-3 (final) in the amount of \$15,300.00 to Bass Construction for completion of design services regarding the EMS Medic One Facility;

D. Invoice No. 1772 in the amount of \$2,458.35 to Carter Goble Lee LLC for program management services regarding the Jail Expansion Project;

E. Invoice No. 1741 in the amount of \$15,330.50 to Carter Goble Lee LLC for consulting services regarding the 9-1-1 Call Center;

Item 16 continued - Facilities Management and Planning:

F. Invoice No. 09162011 in the amount of \$1,500.00 to City of Orchard for lease of property associated with the Gus George Academy;

G. Invoice No. 8440 in the amount of \$2,709.25 to Dolphin Environmental Consultants for professional services regarding the Missouri City Annex;

H. Invoice No. 923-0218.I09-10 in the amount of \$5,816.00 to Evans Construction for services provided regarding renovations to the George Memorial Library;

I. Invoice No. 50992 in the amount of \$6,600.00 to Imperial Woodworks, Inc. for furniture, fixture, and equipment costs associated with the Missouri City Annex;

J. Invoice No. 3001063-0 in the amount of \$1,344.00 to Jones & Cook Stationers for furniture, fixture, and equipment costs associated with the Missouri City Annex;

K. Invoice Nos. 3020485-0, 3020485-1, and 2999073-0 for an amount totaling \$16,057.00 to Jones & Cook Stationers for Patrol furniture, fixture, and equipment costs associated with the Jail Expansion Project;

L. Invoice No. TMG-523 in the amount of \$5,448.75 to The Maddox Group for professional services regarding the Sienna Library;

M. Invoice No. 506447142001 in the amount of \$2,780.22 to Office Depot for furniture, fixture, and equipment costs associated with the Missouri City Annex;

N. Invoice No. 10-2-000026 in the amount of \$2,146.50 to Paradigm Consultants, Inc. for materials testing services regarding the EMS Medic One Facility;

O. Invoice No. 19924/L in the amount of \$945.00 to South Texas Graphic Specialties, Inc. for professional services regarding the Precinct One Facility.

17. HUMAN RESOURCES:

A. Approve Amendments to Administrative Services Agreements with Hartford Life Insurance Company and Nationwide Retirement Solutions, Inc. regarding Fort Bend County's 457(b) Deferred Compensation Plan Agreements, to allow participant loans.

B. Approve application for withdrawal of 162 hours from the Shared Sick Leave Pool for Employee of Sheriff's Office, Position No. 5601-0429.

C. Approve and record into Minutes the application for Appointment of Deputy Constables by Constable Precinct 1, in accordance with Constable's form dated March 16, 2010, pursuant to Local Government Code §86.011.

D. Approve and record into Minutes the application for Appointment of Deputy Constables by Constable Precinct 2, in accordance with Constable's form dated March 16, 2010, pursuant to Local Government Code §86.011.

Item 17 continued - Human Resources:

E. Approve and record into Minutes the application for Appointment of Deputy Constables by Constable Precinct 3, in accordance with Constable's form dated March 16, 2010, pursuant to Local Government Code §86.011.

F. Approve and record into Minutes the application for Appointment of Deputy Constables by Constable Precinct 4, in accordance with Constable's form dated March 16, 2010, pursuant to Local Government Code §86.011.

- 18. PUBLIC TRANSPORTATION: Approve Amendment No. 2 to the Agreement between Fort Bend County and Fort Bend Seniors Meals on Wheels to extend the term of the agreement for an additional thirty-four (34) days, up to and including April 30, 2010.**
- 19. PURCHASING: Authorize advertising for bids for construction of baseball fields.**
- 20. RISK MANAGEMENT: Approve the Business Associate Agreement between Fort Bend County and Boon-Chapman Benefit Administrators, Inc. regarding the Health Insurance Portability and Accountability Act of 1996 (HIPAA).**
- 21. ROAD & BRIDGE: Approval renewal of Agreement between Fort Bend County and City of Rosenberg for the purchase of fuel, effective through September 30, 2010 with automatic one-year renewals.**
- 22. SHERIFF'S OFFICE:**
 - A. Terminate monthly agreement between Fort Bend County and Jesse A. Reed, III, Ph.D. d/b/a Aware/Aware, Inc. for psychological care services to inmates at the Fort Bend County Jail effective March 31, 2010.**
 - B. Approve renewal of Agreement between Fort Bend County and Needville Volunteer Fire Department for use of the County's Public Safety Radio System effective through Sept. 30, 2010.**
- 23. TAX ASSESSOR/COLLECTOR:**
 - A. Record into Minutes the Summary Monthly Report of Property Taxes Collected in February, 2010, as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.**
 - B. Record into Minutes the disposal of miscellaneous Tax Office documentation dated December 30, 2009 through February 11, 2010 which has been scanned, and is described on report dated March 4, 2010, in accordance with the State Archive Retention Schedule of Destruction for the Office of Patsy Schultz.**

Item 23 continued - Tax Assessor Collector:

C. Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on March 16, 2010, for an amount totaling \$234,118.93.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to approve consent agenda items 6 - 15E, 15G - 15S and 15U - 23 with correction to 15F - Precinct 3.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

Item 15T pass.

24. COMMISSIONER, PCT. 1:

A. Take all appropriate action on First Amendment to the Lease Agreement between Fort Bend County (as Lessee) and The Barbara Jordan Youth Center (as Lessor), extending the lease term from three (3) years to a term of twenty (20) years at a cost of \$1 per year.

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to approve First Amendment to the Lease Agreement between Fort Bend County (as Lessee) and The Barbara Jordan Youth Center (as Lessor), extending the lease term from three (3) years to a term of twenty (20) years at a cost of \$1 per year.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

Item 24 continued - Commissioner Pct. 1:

B. Take all appropriate action on request to transfer the amount of \$100,000 as detailed on Auditor's form dated March 12, 2010, to allocate funds for improvements to Barbara Jordan Park in Needville.

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to transfer the amount of \$25,000 as detailed on Auditor's form dated March 12, 2010, to allocate funds for improvements to Barbara Jordan Park in Needville.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

25. COMMISSIONER, PCT. 2: Take all appropriate action on the Lease Agreement between Fort Bend County and Fort Bend Family Health Center, Inc. pursuant to RFP #08-098, for operation of a health clinic at the Precinct Two Annex for a term of ten (10) years.

Moved by Commissioner Prestage Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to approve Lease Agreement between Fort Bend County and Fort Bend Family Health Center, Inc. pursuant to RFP #08-098, for operation of a health clinic at the Precinct Two Annex for a term of ten (10) years.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

26. COMMISSIONER, PCT. 3: Take all appropriate action on Resolution Accepting the Terms of Minute Order No. 111977 regarding the FM/1093 Westpark Toll Road Extension Pass-Through Toll Project.

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (4-0), it is ordered to approve Resolution Accepting the Terms of Minute Order No. 111977 regarding the FM/1093 Westpark Toll Road Extension Pass-Through Toll Project.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

27. COMMUNITY SUPERVISION & CORRECTIONS DEPARTMENT: Take all appropriate action to authorize application to the Office of the Governor, Criminal Justice Division, for grant funding of the Felony Drug Court (CARD), Misdemeanor Drug Court, and the DWI Court programs for FY2011 in the amount of \$150,000, with no cash match required by Fort Bend County.

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (4-0), it is ordered to authorize application to the Office of the Governor, Criminal Justice Division, for grant funding of the Felony Drug Court (CARD), Misdemeanor Drug Court, and the DWI Court programs for FY2011 in the amount of \$150,000, with no cash match required by Fort Bend County.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

Commissioner Morrison congratulated Judge Bielstein for having the best run DWI court in Texas.

- 28. CONSTABLE, PCT. 3: Take all appropriate action on request to transfer the amount of \$5,456 from Non-Departmental Contingency into Constable, Pct. 3, Capital Acquisitions to allocate funds for purchase of emergency equipment for patrol truck.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to transfer the amount of \$5,456 from Non-Departmental Contingency into Constable, Pct. 3, Capital Acquisitions to allocate funds for purchase of emergency equipment for patrol truck.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

- 29. ELECTIONS ADMINISTRATION:**

A. Take all appropriate action on Election Day polling locations for the April 13, 2010 Runoff Election.

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to approve Election Day polling locations for the April 13, 2010 Runoff Election.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

Item 29 continued - Elections Administration:

B. Take all appropriate action on Joint Election Agreements between Fort Bend County and the following political subdivisions within Fort Bend to conduct elections on May 8, 2010: City of Arcola; City of Fulshear; City of Meadows Place; City of Missouri City; City of Needville; City of Richmond; City of Stafford; Fort Bend Independent School District; Needville Independent School District; Stafford Municipal School District; Fort Bend County Fresh Water Supply District No. 1; Burney Road Municipal Utility District; Fort Bend County Municipal Utility District No. 2; Fort Bend County Municipal Utility District No. 23; Fort Bend County Municipal Utility District No. 26; Fort Bend County Municipal Utility District No. 48; Fort Bend County Municipal Utility District No. 111; Fort Bend County Municipal Utility District No. 117; Fort Bend County Municipal Utility District No. 137; Fort Bend County Municipal Utility District No. 138; North Mission Glen Municipal Utility District; Sienna Plantation Municipal Utility District No. 2; Fort Bend County Water Control & Improvement District No. 1; Fort Bend County Water Control & Improvement District No. 3; and Fort Bend County Water Control & Improvement District No. 10.

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (4-0), it is ordered to approve Joint Election Agreements between Fort Bend County and the following political subdivisions within Fort Bend to conduct elections on May 8, 2010: City of Arcola; City of Fulshear; City of Meadows Place; City of Missouri City; City of Needville; City of Richmond; City of Stafford; Fort Bend Independent School District; Stafford Municipal School District; Fort Bend County Fresh Water Supply District No. 1; Burney Road Municipal Utility District; Fort Bend County Municipal Utility District No. 2; Fort Bend County Municipal Utility District No. 23; Fort Bend County Municipal Utility District No. 26; Fort Bend County Municipal Utility District No. 48; Fort Bend County Municipal Utility District No. 111; Fort Bend County Municipal Utility District No. 117; Fort Bend County Municipal Utility District No. 151; North Mission Glen Municipal Utility District; Sienna Plantation Municipal Utility District No. 2; Fort Bend County Water Control & Improvement District No. 1; Fort Bend County Water Control & Improvement District No. 3; and Fort Bend County Water Control & Improvement District No. 10.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

30. **EMERGENCY MANAGEMENT: Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$75.00 to Wendt Water Works for testing performed without a purchase order. (Fund: Emergency Management, Fees)**

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$75.00 to Wendt Water Works for testing performed without a purchase order. (Fund: Emergency Management, Fees)

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

31. **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 March 17, 2010, and recommends that Commissioners Court approve Amended and Restated Order Establishing a Toll Rate Schedule and Speed Limit for the Fort Bend Parkway Toll Road; Prohibiting the Operation of a Motor Vehicle on a County Toll Causeway, Bridge, Tunnel, Turnpike, Highway, or Combination of Those Facilities after Failure to Pay Required Toll or Charge; Establishing an Administrative Adjudication Hearing Procedure for Violation of Order Prohibiting Operation of a Motor Vehicle on a County Toll Causeway, Bridge, Tunnel, Turnpike, Highway, or Combination of Those Facilities after Failure to Pay Required Toll or Charge; Establishing Policy Relating to Use of Toll Road System by the Military; Containing Other Provisions Relating to the Subject.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to approve Amended and Restated Order Establishing a Toll Rate Schedule and Speed Limit for the Fort Bend Parkway Toll Road; Prohibiting the Operation of a Motor Vehicle on a County Toll Causeway, Bridge, Tunnel, Turnpike, Highway, or Combination of Those Facilities after Failure to Pay Required Toll or Charge; Establishing an Administrative Adjudication Hearing Procedure for Violation of Order Prohibiting Operation of a Motor Vehicle on a County Toll Causeway, Bridge, Tunnel, Turnpike, Highway, or Combination of Those Facilities after Failure to Pay Required Toll or Charge; Establishing Policy Relating to Use of Toll Road System by the Military; Containing Other Provisions Relating to the Subject.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

32. ENGINEERING:

A. Take all appropriate action on Interlocal Agreement between Fort Bend County and City of Rosenberg for Spacek Road Improvements, for an amount not to exceed \$1,500,000; Mobility Bond Project No. 716, Precinct 1. (Fund: 2007 Mobility Bonds)

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to approve Interlocal Agreement between Fort Bend County and City of Rosenberg for Spacek Road Improvements, for an amount not to exceed \$1,500,000; Mobility Bond Project No. 716, Precinct 1. (Fund: 2007 Mobility Bonds)

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

B. Take all appropriate action on renewal of License Agreement between Fort Bend County and The Storage Place of Rosenberg for one groundwater monitoring well on property located near the Fort Bend County landfill for a total expenditure of \$500. (Fund: Landfill, Fees)

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to renew License Agreement between Fort Bend County and The Storage Place of Rosenberg for one groundwater monitoring well on property located near the Fort Bend County landfill for a total expenditure of \$500. (Fund: Landfill, Fees)

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

C. Take all appropriate action on renewal of License Agreement between Fort Bend County and James and Julia Nabors for one groundwater monitoring well on property located near the Fort Bend County landfill for a total expenditure of \$600. (Fund: Landfill, Fees)

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to renew License Agreement between Fort Bend County and James and Julia Nabors for one groundwater monitoring well on property located near the Fort Bend County landfill for a total expenditure of \$600. (Fund: Landfill, Fees)

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

Item 32 continued - Engineering:

D. Take all appropriate action on renewal of License Agreements between Fort Bend County and Arturo C. Martinez for two groundwater monitoring wells on property located near the Fort Bend County landfill for a total expenditure of \$1,400. (Fund: Landfill Fees)

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to renew License Agreements between Fort Bend County and Arturo C. Martinez for two groundwater monitoring wells on property located near the Fort Bend County landfill for a total expenditure of \$1,400. (Fund: Landfill Fees)

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

E. Take all appropriate action on Third Addendum to Right of Way Services Agreement between Fort Bend County and Fox and Bubela, Inc., to increase the scope of services by \$100,000 for a total agreement of \$400,000.00. (Fund: Right of Way)

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to approve Third Addendum to Right of Way Services Agreement between Fort Bend County and Fox and Bubela, Inc., to increase the scope of services by \$100,000 for a total agreement of \$400,000.00. (Fund: Right of Way)

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

F. Take all appropriate action on Advance Funding Agreement between Fort Bend County and Texas Department of Transportation (TxDOT) regarding Old Richmond Road (from FM 1464 to Voss Road) for the Off-System Rehabilitation Project, currently estimated at \$162,214.33, Mobility Bond Project No. 728, Precinct 4. (Fund: 2007 Mobility Bonds)

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to approve Advance Funding Agreement between Fort Bend County and Texas Department of Transportation (TxDOT) regarding Old Richmond Road (from FM 1464 to Voss Road) for the Off-System Rehabilitation Project, currently estimated at \$162,214.33, Mobility Bond Project No. 728, Precinct 4. (Fund: 2007 Mobility Bonds)

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

Item 32 continued - Engineering:

G. Take all appropriate action to accept the Deed from Keith L. Buvinghausen, for the dedication of a portion of Skinner Lane to Fort Bend County, being 1.5587 acres in the Randall Jones Survey, Abstract No. 42, Pct. 3.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to accept the Deed from Keith L.

Buvinghausen, for the dedication of a portion of Skinner Lane to Fort Bend County, being 1.5587 acres in the Randall Jones Survey, Abstract No. 42, Pct. 3.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

H. Take all appropriate action on the plat for Bella Terra, Pct. 3.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to approve the plat for Bella Terra, Pct. 3.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

33. HEALTH & HUMAN SERVICES: CLINICAL HEALTH: Take all appropriate action on Interlocal Application to the Texas Department of State Health Services for Fiscal Year 2011 Immunization Program Funds in the amount of \$258,364, with no cash match required by Fort Bend County.

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to approve Interlocal Application to the Texas Department of State Health Services for Fiscal Year 2011 Immunization Program Funds in the amount of \$258,364, with no cash match required by Fort Bend County.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

34. HUMAN RESOURCES:

A. Take all appropriate action to reclassify Position Numbers 5401-0022, 5401-0027, 5401-0029 and 5401-0070, in the Emergency Medical Service Department, from Paramedic II Grade 10 of the Public Health Policy Group to Paramedic I, Grade 9 of the Public Health Policy Group, effective March 23, 2010.

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (4-0), it is ordered to reclassify Position Numbers 5401-0022, 5401-0027, 5401-0029 and 5401-0070, in the Emergency Medical Service Department, from Paramedic II Grade 10 of the Public Health Policy Group to Paramedic I, Grade 9 of the Public Health Policy Group, effective March 23, 2010.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

B. Take all appropriate action to reclassify Position No. 5401-0095 in the Emergency Medical Service Department from Paramedic II, Grade 10 of the Public Health Policy Group to Paramedic I, Grade 9 of the Public Health Policy Group, effective March 23, 2010.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to reclassify Position No. 5401-0095 in the Emergency Medical Service Department from Paramedic II, Grade 10 of the Public Health Policy Group to Paramedic I, Grade 9 of the Public Health Policy Group, effective March 23, 2010.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

C. Take all appropriate action on changes to the Fort Bend County Employee Information Manual, specifically: Section 615: a new policy on Social Media; and Section 604: revisions to the policy on Electronic Systems Policy and Guidelines.

Pass.

35. **MENTAL HEALTH PUBLIC DEFENDER DEPARTMENT: Take all appropriate action to authorize reimbursement in the amount of \$157.52 to Roderick Glass for office supplies purchased without a purchase order. (Fund: Mental Health/Public Defender Grant)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to authorize reimbursement in the amount of \$157.52 to Roderick Glass for office supplies purchased without a purchase order. (Fund: Mental Health/Public Defender Grant)

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

36. **PURCHASING:**
A. Take all appropriate action on Design/Build Agreement between Fort Bend County and Crain Group, LLC for renovations to the Office of Emergency Management, pursuant to SOQ #10-050, for an amount not to exceed \$551,563.82. (Fund: Emergency Management Expansion Project)

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to approve Design/Build Agreement between Fort Bend County and Crain Group, LLC for renovations to the Office of Emergency Management, pursuant to SOQ #10-050, for an amount not to exceed \$551,563.82. (Fund: Emergency Management Expansion Project)

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

- B. Take all appropriate action on request to transfer truck Unit # 1C (1998 F-150) from the Sheriff's Office to the Purchasing Department.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to transfer truck Unit # 1C (1998 F-150) from the Sheriff's Office to the Purchasing Department.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

Item 36 continued - Purchasing:

C. Take all appropriate action to authorize the purchase of fuel management systems from Separation Systems Consultants, Inc. utilizing The Cooperative Purchasing Network (TCPN) Agreement R4747, for an amount not to exceed \$97,000. (Fund: Fuel Upgrade Project)

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to authorize the purchase of fuel management systems from Separation Systems Consultants, Inc. utilizing The Cooperative Purchasing Network (TCPN) Agreement R4747, for an amount not to exceed \$97,000. (Fund: Fuel Upgrade Project)

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

D. Take all appropriate action on Lease Agreement between Fort Bend County and Clear Wireless LLC, pursuant to RFP #09-107 for lease of roof space on the Travis Building.

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to approve Lease Agreement between Fort Bend County and Clear Wireless LLC, pursuant to RFP #09-107 for lease of roof space on the Travis Building.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

E. Take all appropriate action on request from Wharton County Sheriff's Office to purchase one (1) film dryer as authorized by Local Government Code §263.152 (a)(1).

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to approve request from Wharton County Sheriff's Office to purchase one (1) film dryer as authorized by Local Government Code §263.152 (a)(1).

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

Item 36 continued - Purchasing:

F. Take all appropriate action on Professional Services Agreement between Fort Bend County and HDR Engineering, Inc. to provide planning assistance to Public Transportation, pursuant to SOQ #09-071. (Fund: Transportation Grants)

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (4-0), it is ordered to approve Professional Services Agreement between Fort Bend County and HDR Engineering, Inc. to provide planning assistance to Public Transportation, pursuant to SOQ #09-071. (Fund: Transportation Grants)

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

G. Take all appropriate action on Professional Services Agreement between Fort Bend County and Kimley-Horn Associates, Inc. to provide planning assistance to for Public Transportation, pursuant to SOQ #09-071. (Fund: Transportation Grants)

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (4-0), it is ordered to approve Professional Services Agreement between Fort Bend County and Kimley-Horn Associates, Inc. to provide planning assistance to for Public Transportation, pursuant to SOQ #09-071. (Fund: Transportation Grants)

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

H. Take all appropriate action on the following:

1) SOQ #10-044 and Q #10-063 for investment broker/dealers;

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to award SOQ #10-044 and Q #10-063 for investment broker/dealers to Amegy Bank, Banc of America Securities LLC, Coastal Securities Inc., First Southwest Company, Frost Bank Capital Market Division, Morgan Keegan & Company Inc., Piper Jaffray & Co., Vining Sparks IBG LP, Weller Anderson & Co. LTD, Comerica Securities Inc., LF Financial LLC, Rice Financial Products Co. and RockFleet Financial Services Inc.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

Item 36H continued - Purchasing:

2) RFP #10-046 for Ambassadors and Bus Stop Monitors for Transportation;

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (4-0), it is ordered to approve RFP #10-046 for Ambassadors and Bus Stop Monitors for Transportation.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

3) Bid #10-055 for Toner and ink cartridges;

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to award Bid #10-055 for Toner and ink cartridges to low bidder per section.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

4) RFP #10-048 for Auctioneer Services for Public Transportation.

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (4-0), it is ordered to enter into contract negotiations with Ernie Croucher Auctioneers for RFP #10-048 for Auctioneer Services for Public Transportation.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

Item 36 continued - Purchasing:

I. Take all appropriate action to consider granting an exemption to the competitive bid process as authorized by Local Government Code §262.024 (a)(7) for the purchase of an item available from only one source for:

1) Renewal of Agency Agreement with LeadsOnline for investigative services, amount not to exceed \$13,234.00. (Fund: Sheriff, Enforcement, Fees)

2) Virtual Reference (e-books) from The Gale Group, for an amount not to exceed \$100,000. (Fund: Library, Office Supplies)

3) Software license maintenance from Proofpoint for an amount not to exceed \$22,581. (Fund: Information Technology)

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to approve agenda item 36I 1-3.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

37. RISK MANAGEMENT: Take all appropriate action on Addendum to Pharmacy Benefit Management between Fort Bend County and MaxorPlus, Ltd. to incorporate changes in the average wholesale pricing (AWP).

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to approve Addendum to Pharmacy Benefit Management between Fort Bend County and MaxorPlus, Ltd. to incorporate changes in the average wholesale pricing (AWP).

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

38. **ROAD & BRIDGE: Take all appropriate action on the Storage License Agreement between Fort Bend County and CenterPoint Energy Houston Electric, LLC, in the amount of \$1,200 for a term of five (5) years for the use of storage of road building materials. (Fund: Road & Bridge, Fees)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to approve Storage License Agreement between Fort Bend County and CenterPoint Energy Houston Electric, LLC, in the amount of \$1,200 per year for a term of five years for the use of storage of road building materials. (Fund: Road & Bridge, Fees)

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

39. **SHERIFF'S OFFICE:**

A. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$1,337.94 to Simplex Grinnell for repairs to the alarm system performed without a purchase order in 2009. (Fund: Sheriff, Detention, Operating)

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$1,337.94 to Simplex Grinnell for repairs to the alarm system performed without a purchase order in 2009. (Fund: Sheriff, Detention, Operating)

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

B. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$604.00 for crime victim medical services invoiced after 2009 purchase order closed. (Fund: Sheriff, Enforcement, Operating)

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$604.00 for crime victim medical services invoiced after 2009 purchase order closed. (Fund: Sheriff, Enforcement, Operating)

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

Item 39 continued - Sheriff's Office:

C. Take all appropriate action on Agreement between Fort Bend County and Jesse A. Reed, III, Ph.D. d/b/a Aware/Aware, Inc. for psychological care services to employees and prospective employees of the Sheriff's Office effective April 1, 2010. (Fund: Sheriff's Office, Detention, Professional Services)

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to approve Agreement between Fort Bend County and Jesse A. Reed, III, Ph.D. d/b/a Aware/Aware, Inc. for psychological care services to prospective employees of the Sheriff's Office and other county employees effective April 1, 2010. (Fund: Sheriff's Office, Detention, Professional Services)

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

D. Take all appropriate action on Organized Crime Drug Enforcement Task Force (OCDETF) Agreement to accept grant funds in the amount of \$133,523.92 for the Strike Force/Strategic Initiative programs for the term of October 1, 2009 through September 30, 2010, with no cash match required by Fort Bend County.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to approve Organized Crime Drug Enforcement Task Force (OCDETF) Agreement to accept grant funds in the amount of \$133,523.92 for the Strike Force/Strategic Initiative programs for the term of October 1, 2009 through September 30, 2010, with no cash match required by Fort Bend County.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

Item 39 continued - Sheriff's Office:

E. Take all appropriate action on Grant Agreement between Fort Bend County and Office of National Drug Control Policy to Award Number G10HN0010A in the amount of \$414,504 for the High Intensity Drug Trafficking Areas (HIDTA) Program for the term of January 1, 2010 through December 31, 2011, with no cash match required by Fort Bend County.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to approve Grant Agreement between Fort Bend County and Office of National Drug Control Policy to Award Number G10HN0010A in the amount of \$414,504 for the High Intensity Drug Trafficking Areas (HIDTA) Program for the term of January 1, 2010 through December 31, 2011, with no cash match required by Fort Bend County.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

40. Approve Bills.

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to approve bills in the amount of \$7,447,111.74.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

41. Ratify the release of time-sensitive bills by Auditor on March 18, 2010.

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to ratify the release of time-sensitive bills by Auditor on March 18, 2010 in the amount of \$303,310.10.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

42. Authorize County Auditor to pay and release time sensitive bills on April 1, 2010, to be ratified by Commissioners Court on April 6, 2010.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to authorize County Auditor to pay and release time sensitive bills on April 1, 2010, to be ratified by Commissioners Court on April 6, 2010.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

Recess:

Recessed at 1:40 p.m.

43. 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-039361; The State of Texas and Fort Bend County, Texas vs. Eileen Rosniak, et al.; In the County Court at Law Number One (1) of Fort Bend County, Texas.**
- 2) Thor Ranch, FM 1093 at Spring Green Road**

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) Tract of land, 4.75 acres out of the Joseph Kuykendall League, Abstract No. 49, Fort Bend County, Texas, also known as the Jackson Property.**
- 2) Acquisition of Property: Old Richmond Road, FM 1464, Phase II, Mobility Bond Project #728, Precinct 4.**

Closed Session:

Convened at 1:53 p.m.

Adjourned at 2:21 p.m.

Reconvene:

Reconvened at 2:22 p.m.

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

A. § 551.071. Consultation With Attorney.

1) Cause No. 09-CCV-039361; The State of Texas and Fort Bend County, Texas vs. Eileen Rosniak, et al.; In the County Court at Law Number One (1) of Fort Bend County, Texas.

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to authorize the County Attorney to pay a negotiated settlement of Cause No. 09-CCV-039361; The State of Texas and Fort Bend County, Texas vs. Eileen Rosniak, et al.; In the County Court at Law Number One (1) of Fort Bend County, Texas and the presiding officer is authorized to execute and deliver the settlement agreement as well as accept Deeds and to approve such terms and provisions for the full and final settlement of all claims set forth therein.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

2) Thor Ranch, FM 1093 at Spring Green Road

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and carried (3-0-1), it is ordered that the County retain the services of the law firm Haynes & Boone LLP to advise and represent the County in threatened litigation involving the Thor Ranch in an amount not to exceed \$50,000.00 and approve the engagement letter dated March 18, 2010. The County has determined that the hiring of the law firm Haynes & Boone LLP is for professional services and therefore exempt from competitive bidding under Chapter 262, Texas Local Government Code and authorize the transfer of \$50,000.00 from the contingency fund to the County Attorney's fees and services 1004751-63000 and authorize the presiding officer to execute all necessary documents.

Judge Hebert	absent
Commissioner Morrison	abstain
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

Item 44 continued - Reconvene Open Session and consider taking action on the following matters:

B. § 551.072. Deliberation Regarding Real Property.

1) Tract of land, 4.75 acres out of the Joseph Kuykendall League, Abstract No. 49, Fort Bend County, Texas, also known as the Jackson Property.

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to authorize the County Attorney to incur expenses in an amount not to exceed \$1,250.00 to share appraisal costs for the 4.00 acre tract of land out of the Joseph Kuykendall League, Abstract No. 49, Fort Bend County, Texas, also known as the Jackson property. (Fund: Road and Bridge Fees and Services)

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

2) Acquisition of Property: Old Richmond Road, FM 1464, Phase II, Mobility Bond Project #728, Precinct 4.

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to refer to the County Attorney as per prior Resolution dated April 7, 2009 on Right to Take plus litigation expenses not to exceed \$5,000.00 to acquire by Eminent Domain Parcels 11 and 13 of the FM 1464 Phase II Mobility Project with funds from Right of Way fund.

Judge Hebert	absent
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	yes

45. Adjournment.

Commissioners Court adjourned at 2:27 p.m. on Tuesday, March 23, 2010.