

## MINUTES

BE IT REMEMBERED, That on this 6th DAY of APRIL, 2010, Commissioners Court of Fort Bend County, Texas, met at a regular meeting with the following present:

ROBERT E. HEBERT	COUNTY JUDGE
RICHARD MORRISON	COMMISSIONER PRECINCT 1
GRADY PRESTAGE	COMMISSIONER PRECINCT 2
ANDY MEYERS	COMMISSIONER PRECINCT 3
JAMES PATTERSON	COMMISSIONER PRECINCT 4
DIANNE WILSON	COUNTY CLERK

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

**1. Call to Order.**

Call to Order by Judge Hebert at 1:00 p.m.

**2. Invocation and Pledge of Allegiance by Commissioner Morrison.**

Invocation and Pledge of Allegiance by Commissioner Morrison.

**3. Approve minutes of regular meeting held on March 23, 2010.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve minutes of regular meeting held on March 23, 2010.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**4. Public Comments regarding the Agenda and Announcements.**

No public comments.

Judge Hebert announced that today is his 48th wedding anniversary.

Run off Election early voting is April 5 - 10 and Election Day is April 13.

**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 Bonbrook Plantation South, Section 3, Precinct 1.**

**B. Acceptance of the traffic control plans for Mission Sierra, Section 1 and Section 4, Pct 3.**

**C. Acceptance of the traffic control plans for Falcon Point, Section 7, Precinct 3.**

Public hearing held. No public comments.

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve agenda item 5 A-C.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**CONSENT AGENDA ITEMS 6 - 19:**

- 6. OUT OF STATE TRAVEL: Approve out-of-state travel request for County personnel: Sheriff's Office: Ratify extension of travel by Craig Brady and Vanessa Brady to Las Vegas, Nevada, January 19-22, 2010 to include January 23, 2010, due to weather conditions, for extradition of prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)**
- 7. COUNTY JUDGE: Approve request for Historic Site Property Tax Exemption for The Morton-Ferry Home, located at 402 North Second Street in Richmond, Texas for tax year 2010.**
- 8. BUDGET TRANSFERS:**  
**A. County Clerk:**  
**1) Approve transfer in the amount of \$25,000 from County Clerk, Records Management, Contingency, into Capital Acquisitions to allocate funds for purchase of upgraded servers to increase data storage capacity.**  
**2) Approve transfer in the amount of \$771 from County Clerk, Records Management, Information Technology, into Property and Equipment and Fees to allocate funds into correct object codes for expenditure.**

**Item 8 continued - Budget Transfers:**

**B. Department of Public Safety:** Approve transfer in the amount of \$360 from Fees into Information Technology to allocate additional funds required for purchase of wireless keyboards for use in patrol vehicles at accident sites.

**C. Sheriff's Office:** Approve transfer in the amount of \$100 from Forfeited Assets – Task (State), Office Supplies, into Information Technology to allocate funds for computer equipment required for Narcotics Task Force.

9. **COMMUNITY DEVELOPMENT:** Approve payment of Invoice No. WHX16400-031910 in the amount of \$4,603.53 to Jacobs Engineering Group, Inc. for engineering services regarding the City of Kendleton Wastewater Treatment Plant project. (Fund: Community Development Block Grant)
10. **COUNTY CLERK:** Approve request for increase in change fund to accommodate additional cash drawer at the Missouri City Annex Office.
11. **ELECTIONS ADMINISTRATION:** Approve cancellation of Joint Election Agreements between Fort Bend County and the following entities to conduct elections on May 8, 2010: Fort Bend County Municipal Utility District No. 137, Fort Bend County Municipal Utility District No. 138, and Sienna Plantation Municipal Utility District No. 2.
12. **ENGINEERING:**
  - A. Accept Temporary Access and Drainage Easement from Camcorp Interests, Ltd. (as Grantor) to Fort Bend County (as Grantee) for the expansion of Teal Bend Boulevard at no cost to Fort Bend County and record in the Official Public Records of the County Clerk's Office.
  - B. Approve payment of Invoice No. 201003-108 (Pay Estimate No. 9) in the amount of \$146,381.45 to Durwood Greene Construction Company regarding West Bellfort Paving and Drainage Project, Mobility Bond Project #731, Precinct 4. (Fund: 2007 Mobility Bonds)
  - C. Approve payment of Invoice No. 302 (Pay Estimate No. 15) in the amount of \$1,400.73 to Chiang Patel & Yerby, Inc. regarding the expansion of Katy-Flewellen Road (from Pin Oak to Katy-Gaston), Mobility Bond Project #734, Precinct 3. (Fund: 2007 Mobility Bonds)
  - D. Approve payment of Invoice No. FBC08007 (Pay Estimate No. 14) in the amount of \$5,877.15 to Chiang Patel & Yerby, Inc. regarding the expansion of Katy-Flewellen Road (from Pin Oak to Katy-Gaston), Mobility Bond Project #734, Precinct 3. (Fund: 2007 Mobility Bonds)
  - E. Approve payment of Invoice No. 29 (Pay Estimate No. 29) in the amount of \$29,173.55 to Schaumburg & Polk, Inc. for Management and Administrative Support Services regarding the 2007 Mobility Bond Project Program in Precincts 1, 2 3, and 4. (Fund: 2007 Mobility Bonds)
  - F. Approve payment of Invoice No. 10-02-2-631 (Pay Estimate No. 14) in the amount of \$3,928.40 to Percheron Acquisitions, LLC regarding Mason Road Expansion, Mobility Bond Project #735, Precinct 3. (Fund: Right of Way)

**Item 12 continued - Engineering:**

**G. Approve payment of Invoice No. 6113 (Pay Estimate No. 18) in the amount of \$39,011.10 to Othon, Inc. regarding the expansion of Williams Way, (formerly known as Ransom Road), from River Park to Main Street in Fort Bend County and Richmond, Texas), Mobility Bond Project #747, Precinct 1. (Fund: 2007 Mobility Bonds)**

**H. Approve payment of Invoice No. 23 (Pay Estimate No. 23) in the amount of \$4,737.66 to Cobb-Fendley & Associates, Inc. regarding the expansion of Greenbusch Road, Mobility Bond Project #732, Precinct 3. (Fund: 2007 Mobility Bonds)**

**I. Approve payment of Invoice No. 1 (Pay Estimate No. 1) in the amount of \$4,183,909.57 to the City of Stafford regarding City of Stafford/Staffordshire Road Improvements, Mobility Bond Projects #38 and #43, Precinct 2. (Fund: 2000 Mobility Bonds)**

**J. Approve payment of Invoice No. 299624 (Pay Estimate No. 9) in the amount of \$2,980.00 to Teds Infrastructure Group regarding the expansion of Harlem Road, Mobility Bond Project No. 725-A, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)**

**K. Approve application from AT&T Texas to bore under and bury cable along Farmer Road, Precinct 3.**

**L. Approve application from AT&T Texas to bore under Benton, Precinct 1.**

**M. Approve application from CenterPoint Energy-Entex to bore under Katy Gaston, Pct 3.**

**N. Approve application from Verizon Communications to bore under Commerce Business Drive, Precinct 3.**

**O. Approve application from R&H Hogan Properties LLC to add on to existing driveway on Cottonwood School, Precinct 1.**

**P. Approve release of Perpetual Bond #41075728 in the amount of \$50,000.00 to Houston Pipeline Company, L.P. replaced with Perpetual Bond #022025560 accepted July 7, 2009.**

**Q. Approve release of Performance Bond #LLI-2082207 in the amount of \$5,000.00 to Harrison Construction & Remodeling, Inc. for completion of work on Red Lake Lane, Permit #83717, Precinct 3.**

**R. Approve application from Phonoscope LLC to bore under Katy-Gaston, Precinct 3.**

**S. Approve the plat for Kingsbridge MUD Water Plant No. 3, Pct. 3.**

**T. Approve the plat for Cinco Ranch Southwest, Sec. 13 Partial Replat No. 1, Pct. 3.**

**Item 12 continued - Engineering:**

**U. Accept the streets in Lakemont Court, Section 1 and release bond #929 369 453 in the amount of \$260,960.00, Pct. 3**

<b>Lakemont Heights Drive</b>	<b>145.08 LF</b>
<b>Middlegate Lane</b>	<b>902.00 LF</b>
<b>Granger Ridge Lane</b>	<b>928.59 LF</b>
<b>Alcott Manor Lane</b>	<b>1,022.60 LF</b>
<b>Braecove Circle</b>	<b><u>564.15 LF</u></b>
<b>TOTAL:</b>	<b>3,562.42 LF</b>

**V. Set public hearing for acceptance of the traffic control plan for Lakemont Court, Section 1, Pct. 3. (Tuesday, May 4, 2010, at 1:00 p.m.)**

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

**A. Pay Application No. 09-00400003 in the amount of \$471,698.75 to Bass Construction Company, Inc. for construction services provided regarding the EMS Medic One Facility;**

**B. Invoice No. 4747 in the amount of \$2,629.01 to Total Technologies for voice/data cabling regarding the build-out for Child Support Department;**

**C. Pay Application No. 5 in the amount of \$301,570.96 to Crain Group LLC for construction services regarding renovations to the Jane Long Building;**

**D. Invoice No. 40239 in the amount of \$10,006.00 to 2M Business Products for Patrol furniture, fixture, and equipment costs associated the Jail Expansion Project;**

**E. Invoice No. 3-10048 in the amount of \$3,175.00 to Brown & Gay Engineers for professional services regarding the University of Houston Library at the Sugar Land Campus;**

**F. Invoice No. 189390-0 in the amount of \$12,411.31 to Carroll's Discount Office Furniture for furniture, fixture, and equipment costs associated with the Missouri City Annex;**

**G. Invoice No. 36236 in the amount of \$555.00 to Corporate Outfitters for furniture, fixture, and equipment costs associated with the Missouri City Annex;**

**H. Invoice No. M03032010-5 in the amount of \$1,500.00 to Division One Special Services for painting services regarding renovations to the George Memorial Library;**

**I. Invoice Nos. 10027711 and 10027712 for an amount totaling \$43,452.95 to PGAL for professional services regarding the Justice Center;**

**J. Invoice No. 22856 in the amount of \$28,500.00 to The Mathis Group (TMG+) for professional services regarding the Justice Center.**

**Item 13 continued - Facilities Management & Planning:**

**K. Approve correction to amount shown on Agenda Item No. 16A from Commissioners Court on March 23, 2010 to read: Invoice No. 23992 in the amount of \$7,311.38 to Vanguard Environments for furniture, fixture and equipment costs associated with the Missouri City Annex.**

- 14. 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 the Right of Entry and Possession Agreement between the Authority and Hannover Estates, Ltd. for the right-turn lane improvements project at State Highway 6 for the Fort Bend Parkway, Project A.**
- 15. HEALTH & HUMAN SERVICES:**
  - A. Approve and sign Amendment 001A to Agreement between Fort Bend County and Texas Department of State Health Services Contract #2009-031827, to extend the term of the contract until July 31, 2011, the content of which is covered under Local Government Code §418.183(f).**
  - B. Approve and sign Amendment 001A to Agreement between Fort Bend County and Texas Department of State Health Services Contract #2009-031680, to extend the term of the contract until July 31, 2011, the content of which is covered under Local Government Code §418.183(f).**
  - C. Social Services: Accept grant from the National Emergency Food & Shelter Program (EFSP) Phase 28 in the amount of \$275,851 to be utilized as follows: \$13,793 for food assistance; \$171,028 for rental/mortgage assistance; and \$91,030 for utilities assistance.**
- 16. PURCHASING: Authorize advertising for Statements of Qualification (SOQs), Bids, and/or Request for Proposals (RFPs) for the following:**
  - A. Printing and mailing of tax statements;**
  - B. Security Officers for County Facilities; and**
  - C. Summer food program.**
- 17. RISK MANAGEMENT: Approve workers' compensation subrogation claim settlement in the amount of \$7,325.64 for Cause No. 10-DCV-178452, and authorize County Judge to execute release.**
- 18. TAX ASSESSOR/COLLECTOR: Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on March 30, 2010, for an amount totaling \$98,962.12.**

19. **TREASURER: Approve Monthly Report submitted by County Treasurer for February, 2010, and authorize advertisement of Affidavit of same, in accordance with Local Government Code §114.026.**

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Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 6 - 19.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

20. **COMMISSIONER, PCT. 1:**

**A. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$748.32 to AFC Corporate Transportation for transportation by Commissioner Morrison and members of the Fort Bend Historical Commission to the Texas General Land Office in Austin on March 29, 2010, without a purchase order. (Fund: Commissioner, Pct. 1, Travel)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$748.32 to AFC Corporate Transportation for transportation by Commissioner Morrison and members of the Fort Bend Historical Commission to the Texas General Land Office in Austin on March 29, 2010, without a purchase order. (Fund: Commissioner, Pct. 1, Travel)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**Item 20 continued - Commissioner Pct. 1:**

**B. Take all appropriate action on renewal of the Master Agreement between Fort Bend County and the Fort Bend County Fair Association effective through December 31, 2012.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve renewal of the Master Agreement between Fort Bend County and the Fort Bend County Fair Association effective through December 31, 2012.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Commissioner Morrison thanked Mary Reveles with the County Attorney's office for her help with this agreement.

**C. Take all appropriate action on Resolution in Support of President Obama's Budget for the Clear Creek Federal Flood Control Project Item for the U. S. Army Corps of Engineers General Reevaluation Report on Clear Creek.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to amend Resolution in Support of President Obama's Budget for the Clear Creek Federal Flood Control Project Item for the U. S. Army Corps of Engineers General Reevaluation Report on Clear Creek to include the funds in the Federal budget.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes



**21. COMMISSIONER, PCT. 3: Take all appropriate action on Order Decreeing the Acquisition of Property to be a Public Necessity and Authorizing the Acquisition and Payment of Compensation for public project known as Howell-Sugarland Road Project.**

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Order Decreeing the Acquisition of Property to be a Public Necessity and Authorizing the Acquisition and Payment of Compensation for public project known as Howell-Sugarland Road Project.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**22. COMMISSIONER, PCT. 4:  
A. Take all appropriate action to accept Special Warranty Gift Deed from Sprint Sand and Clay, LLC (as Grantor) to Fort Bend County (as Grantee) for 0.160 Acre of Land in the D.A. Conner Survey, Abstract No. 158, at no cost to Fort Bend County, and record the Deed in the Official Public Records of the County Clerk's Office.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to accept Special Warranty Gift Deed from Sprint Sand and Clay, LLC (as Grantor) to Fort Bend County (as Grantee) for 0.160 Acre of Land in the D.A. Conner Survey, Abstract No. 158, at no cost to Fort Bend County, and record the Deed in the Official Public Records of the County Clerk's Office.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**Item 22 continued - Commissioner Pct. 4:**

**B. Take all appropriate action on the First Amendment to Amended and Restated Surface Lease Agreement between Sprint Sand and Clay, LLC and Fort Bend County for an 18.456 acre tract of land in the John Leverton Survey, Abstract No. 402.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve First Amendment to Amended and Restated Surface Lease Agreement between Sprint Sand and Clay, LLC and Fort Bend County for an 18.456 acre tract of land in the John Leverton Survey, Abstract No. 402.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**C. Take all appropriate action on request by Dong Wang to waive penalty and interest totaling \$205.72 on property taxes for Tax Year 2009, Precinct 4.**

Pass.

**D. Take all appropriate action on request by Karen Sawyer to waive penalty and interest totaling \$239.73 on property taxes for Tax Year 2009, Precinct 4.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to deny request by Karen Sawyer to waive penalty and interest totaling \$239.73 on property taxes for Tax Year 2009, Precinct 4.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**23. AGRI-LIFE EXTENSION SERVICES: Take all appropriate action of Memorandum of Agreement between Fort Bend County and Texas AgriLife Extension Service for Information Technology Services effective through February 28, 2011. (Fund: Extension Services, Fees)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Memorandum of Agreement between Fort Bend County and Texas AgriLife Extension Service for Information Technology Services effective through February 28, 2011. (Fund: Extension Services, Fees)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**24. COUNTY ATTORNEY: Take all appropriate action on proposed Fort Bend County Public Information Act/Open Records Policy.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to accept the Fort Bend County Public Information Act/Open Records Policy effective April 6, 2010.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Kent Edwards, Human Resources Director and Michelle Rangel from the County Attorney's office explained the policy and answered questions from members of the court. Elected Officials and county employees will need to sign a form to close personal information.

- 25. ELECTIONS ADMINISTRATION: Take all appropriate action on Joint Election Agreements between Fort Bend County and the following entities to conduct elections on May 8, 2010: City of Kendleton, Needville Independent School District, and Fort Bend County Municipal Utility District No. 151.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Joint Election Agreements between Fort Bend County and the following entities to conduct elections on May 8, 2010: City of Kendleton, Needville Independent School District, and Fort Bend County Municipal Utility District No. 151.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

- 26. ENGINEERING:  
A. Take all appropriate action on the Third Amendment to the Professional Engineering Services Agreement between Fort Bend County and Cobb Fendley & Associates, Inc. in an additional amount of \$50,000 for a total project cost not to exceed \$1,006,000 on improvements to Greenbusch Road, Mobility Bond Project No. 732, Precinct 3. (Fund: 2007 Mobility Bonds)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the Third Amendment to the Professional Engineering Services Agreement between Fort Bend County and Cobb Fendley & Associates, Inc. in an additional amount of \$50,000 for a total project cost not to exceed \$1,006,000 on improvements to Greenbusch Road, Mobility Bond Project No. 732, Precinct 3. (Fund: 2007 Mobility Bonds)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**Item 26 continued - Engineering:**

**B. Take all appropriate action on the Second Amendment to the Professional Engineering Services Agreement between Fort Bend County and Jacobs Engineering Group, Inc. in an additional amount of \$30,000 for a total project cost not to exceed \$930,000 on improvements to Katy-Gaston Road, Mobility Bond Project No. 733, Precinct 3. (Fund: 2007 Mobility Bonds)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the Second Amendment to the Professional Engineering Services Agreement between Fort Bend County and Jacobs Engineering Group, Inc. in an additional amount of \$30,000 for a total project cost not to exceed \$930,000 on improvements to Katy-Gaston Road, Mobility Bond Project No. 733, Precinct 3. (Fund: 2007 Mobility Bonds)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**C. Take all appropriate action on Change Order No. 1 to the Agreement between Fort Bend County and Allgood Construction Company, Inc to increase the scope of services in the amount of \$86,604.98 regarding construction for improvements to Katy-Gaston (from FM 1093 to Cinco Ranch Blvd.), Mobility Bond Project #733, Precinct 3. (Fund: 2007 Mobility Bonds)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Change Order No. 1 to the Agreement between Fort Bend County and Allgood Construction Company, Inc to increase the scope of services in the amount of \$86,604.98 regarding construction for improvements to Katy-Gaston (from FM 1093 to Cinco Ranch Blvd.), Mobility Bond Project #733, Precinct 3. (Fund: 2007 Mobility Bonds)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**Item 26 continued - Engineering:**

**D. Take all appropriate action on the License Agreement between Fort Bend County and Marla Jurek 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 Prestage

Duly put and unanimously carried (5-0), it is ordered to approve the License Agreement between Fort Bend County and Marla Jurek 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	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**E. Take all appropriate action on The Rules of Fort Bend County Texas Governing Water and Wastewater Infrastructure, A Supplement to Fort Bend County's Regulations of Subdivisions adopted August 27, 2002.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve The Rules of Fort Bend County Texas Governing Water and Wastewater Infrastructure, A Supplement to Fort Bend County's Regulations of Subdivisions adopted August 27, 2002.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

27. **GRANTS ADMINISTRATION: Take all appropriate action on request to reappoint Review Committee for the Justice Assistance Grant (JAG) in preparation for the upcoming round of grant opportunities.**

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to reappoint Review Committee for the Justice Assistance Grant (JAG) in preparation for the upcoming round of grant opportunities.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Members of the committee are CCL 3 Judge Susan Lowery, Precinct 2 Constable Ruben Davis, District Attorney's Chief Investigator Herb Owens and Dennis McAfee, Fort Bend County Crime Stoppers board member and Juvenile Outreach/Grants Coordinator for the Sheriff's Office.

28. **HEALTH & HUMAN SERVICES – SOCIAL SERVICES: Take all appropriate action on Agency Agreement between Fort Bend County and CenterPoint Energy Assistance Program to enable Social Services to receive \$2,000 for distribution to CenterPoint customers qualifying for energy assistance, with no cash match required by Fort Bend County.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Agency Agreement between Fort Bend County and CenterPoint Energy Assistance Program to enable Social Services to receive \$2,000 for distribution to CenterPoint customers qualifying for energy assistance, with no cash match required by Fort Bend County.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

29. **HUMAN RESOURCES: Take all appropriate action on request for a new grant-funded position, Principal Regional Planning Coordinator, Grade 13 of the Professional Management Policy Group for the Office of Emergency Management, effective April 6, 2010. (Fund: 2009 UASI Grant)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve request for a new grant-funded position, Principal Regional Planning Coordinator, Grade 13 of the Professional Management Policy Group for the Office of Emergency Management, effective April 6, 2010. (Fund: 2009 UASI Grant)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Note: Position ends when this grant ends.

30. **PARKS DEPARTMENT: Take all appropriate action on Agreement between Fort Bend County and Texas Department of Agriculture to apply for the FY 2010 Summer Food Program, and authorize submission of the application for the program.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and Texas Department of Agriculture to apply for the FY 2010 Summer Food Program, and authorize submission of the application for the program.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes



31. **PUBLIC TRANSPORTATION: Take all appropriate action on Amendment No. 3 to the Inter-Governmental Agreement with Texas Commission on Environmental Quality (TCEQ) to receive additional funds in the amount of \$135,850.57 for the local initiative portion of the Low Income Vehicle Repair Assistance, Retrofit, and Accelerated Vehicle Retirement Program (LIRAP) for 2010/2011.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Amendment No. 3 to the Inter-Governmental Agreement with Texas Commission on Environmental Quality (TCEQ) to receive additional funds in the amount of \$135,850.57 for the local initiative portion of the Low Income Vehicle Repair Assistance, Retrofit, and Accelerated Vehicle Retirement Program (LIRAP) for 2010/2011.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

32. **PURCHASING:**

**A. Take all appropriate action on the following:**

- 1) RFP #10-068 for Critical incident command center for the Sheriff's Office;**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to authorize contract negotiations with Audio Visual Technologies for RFP #10-068 for Critical incident command center for the Sheriff's Office.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

- 2) Bid #10-069 for Security fence at Juvenile detention;**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to award Bid #10-069 for Security fence at Juvenile Detention to Brazos Fence Inc. for \$67,280.00.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**Item 32A continued - Purchasing:**

**3) Bid #10-070 for Culverts;**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to award Bid #10-070 for Culverts to low bidder per section.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**4) Bid #10-071 for Lime slurry and cement stabilized sand;**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to award Bid #10-071 for Lime slurry and cement stabilized sand to all bidders meeting specifications.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**5) Bid #10-072 for Construction of a pedestrian bridge**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to award Bid #10-072 for Construction of a pedestrian bridge to D. L. Meachum LP for \$330,000.00.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**Item 32 continued - Purchasing:**

**B. Take all appropriate action to authorize the purchase of four (4) ½ ton trucks for Constable Pct 3 for additional law enforcement agreements with Twin Oaks Village, Municipal Utility District No. 124, and Cinco Ranch, utilizing Bid #08-027, for an amount not to exceed \$22,506.48 per truck. (Fund: Constable Pct. 3, Law Enforcement Agreements)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of four (4) ½ ton trucks for Constable Pct 3 for additional law enforcement agreements with Twin Oaks Village, Municipal Utility District No. 124, and Cinco Ranch, utilizing Bid #08-027, for an amount not to exceed \$22,506.48 per truck. (Fund: Constable Pct. 3, Law Enforcement Agreements)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Note: Vehicles belong to contract.

**C. Take all appropriate action on First Amendment to Agreement between Fort Bend County and AutoArch Architects, Inc. for structural and engineering services for Precinct 3 facility, in an amount not to exceed \$164,850. (Fund: Facility Bond Project)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve First Amendment to Agreement between Fort Bend County and AutoArch Architects, Inc. for additional structural and engineering services for Precinct 3 facility, in an amount of \$9,850 for total compensation of \$164,850. (Fund: Facility Bond Project)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**Item 32 continued - Purchasing:**

**D. Take all appropriate action to cancel Bid #09-029 for right-of-way finish cut mowing effective immediately due to or non-performance, and authorize re-advertising for bids.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to cancel Bid #09-029 for right-of-way finish cut mowing effective immediately due to non-performance, and authorize re-advertising for bids.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**E. Take all appropriate action to cancel Bid #09-044 for elevator maintenance at the Jail effective immediately due to non-performance.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to cancel Bid #09-044 for elevator maintenance at the Jail effective immediately due to non-performance.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**F. Take all appropriate action to accept cancellation letter from Global Associates Computers for Sections 3 and 5 pursuant to Bid #10-055 for Toner and Ink cartridges, and authorize award to second low bidder, CNI Office Supplies.**

Moved by Commissioner Prestage Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to accept cancellation letter from Global Associates Computers for Sections 3 and 5 pursuant to Bid #10-055 for Toner and Ink cartridges, and authorize award to second low bidder, CNI Office Supplies.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**Item 32 continued - Purchasing:**

**G. Take all appropriate action on request for price increase from Ada Resources pursuant to Bid #10-019 for Oils and Lubricants.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve request for price increase from Ada Resources pursuant to Bid #10-019 for Oils and Lubricants.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**33. ROAD AND BRIDGE:**

**A. Take all appropriate action on Agreement between Fort Bend County and Houston-Galveston Area Council (HGAC) for the Clean Cities/Clean Vehicles Program.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and Houston-Galveston Area Council (HGAC) for the Clean Cities/Clean Vehicles Program.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**B. Take all appropriate action on Primary Interlocal Agreement between Fort Bend County and Fort Bend County Levee Improvement District No. 17 effective through September 30, 2010, with automatic one-year renewals.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Primary Interlocal Agreement between Fort Bend County and Fort Bend County Levee Improvement District No. 17 effective through September 30, 2010, with automatic one-year renewals.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

34. **SHERIFF'S OFFICE:**

**A. Take all appropriate action on Agreement between Fort Bend County and Patrick J. Crabtree for professional information technology services as a consultant for the Sheriff's Office under the Organized Crime Drug Enforcement Task Force (OCDETF) Strike Force/Strategic Initiative Program for the term April 6, 2010 through September 30, 2010, or until grant funds are depleted. (Fund: OCDETF Grant)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and Patrick J. Crabtree for professional information technology services as a consultant for the Sheriff's Office under the Organized Crime Drug Enforcement Task Force (OCDETF) Strike Force/Strategic Initiative Program for the term April 6, 2010 through September 30, 2010, or until grant funds are depleted. (Fund: OCDETF Grant)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**B. Take all appropriate action on Agreement between Fort Bend County and Bryan Smith dba BPS Professional Services for services as Deputy Director for the High Intensity Drug Trafficking Area (HIDTA) program for the term of April 6, 2010 through March 31, 2011, or until grant funds are depleted. (Fund: HIDTA Grant)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and Bryan Smith dba BPS Professional Services for services as Deputy Director for the High Intensity Drug Trafficking Area (HIDTA) program for the term of April 6, 2010 through March 31, 2011, or until grant funds are depleted. (Fund: HIDTA Grant)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**C. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$11,071.87 to AT&T for phone switch charges incurred without a purchase order. (Fund: Sheriff, Enforcement, Operating, Fees)**

Pass.

**35. Approve Bills.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve bills in the amount of \$10,619,248.72.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**36. Ratify the release of time-sensitive bills by Auditor on April 1, 2010.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to ratify the release of time-sensitive bills by Auditor on April 1, 2010 in the amount of \$1,016,469.72.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**Recess:**

Recessed at 1:50 p.m.

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

**§ 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.**

**A. Hunt Club Apartments, Katy Flewellen at Greenbusch Road.**

**B. Civil Action 4:10-CV-536; Pamela C. Poole v. Fort Bend County; In the United States District Court for the Southern District of Texas, Houston Division.**

**Closed Session:**

Convened at 2:06 p.m.

Adjourned at 2:13 p.m.

**Reconvene:**

Reconvened at 2:17 p.m.

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

**§ 551.071. Consultation With Attorney.**

**A. Hunt Club Apartments, Katy Flewellen at Greenbusch Road.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve and accept the proposal made by letter dated March 30, 2010 for the settlement of the County's claim for reimbursement for over payment of Right of Way arising from the purchase of property from the Hunt Club Apartments, Parcel 16, Katy Flewellen Road and authorize the County Judge to sign all necessary documents.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**B. Civil Action 4:10-CV-536; Pamela C. Poole v. Fort Bend County; In the United States District Court for the Southern District of Texas, Houston Division.**

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to incur litigation expenses as set forth in an amount not to exceed \$5,000.00 for Civil Action 4:10-CV-536; Pamela C. Poole v. Fort Bend County; In the United States District Court for the Southern District of Texas, Houston Division.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**39. Adjournment.**

Commissioners Court adjourned at 2:19 p.m. on Tuesday, April 6, 2010.