

**MINUTES**

BE IT REMEMBERED, That on this 11th DAY of MAY 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 May 4, 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 May 4, 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.

**CONSENT AGENDA ITEMS 5 - 15**

**5. OUT-OF-STATE TRAVEL: Approve out-of-state travel requests for County personnel:**

- A. **AgriLife Extension Office:** Sandra Fry and Maria Rangel to Portland, Maine, September 17-26, 2010, to attend the the National Extension Association of Family and Consumer Sciences Conference. (Fund: Extension Office, Travel)
- B. **Sheriff's Office:** Jose Hernandez and Adam Garcia to Las Cruces, New Mexico, May 10-11, 2010, for extradition of prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)
- C. **Sheriff's Office:** Ratify travel by Brian Schmitt and Brandan Marcus to Salisbury, North Carolina May 3-4, 2010, for extradition of prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)

**6. COUNTY JUDGE:**

Approve submission of the following for renewal of Historical Exemptions of Fort Bend County General Fund and Drainage District property taxes for 2010 of the following: Morton Masonic Lodge No. 72, Teague-Waddell House and properties owned by The Archeological Conservatory.

**7. COMMISSIONER, PCT. 3:**

Approve Project Agreement between Fort Bend County and City of Fulshear to provide assistance with tree trimming on Bois D' Arc Lane, a city-owned street, County expenditure not to exceed \$7,425. (Fund: Road & Bridge)

**8. BUDGET & FINANCE:**

**BUDGET TRANSFER(s)**

- A. **Justice of the Peace, Pct. 3:** Approve transfer in the amount of \$1,500 from Part-Time into Fees and Services to allocate funds for interpretation services required in the Court.
- B. **Juvenile Detention & Probation:** Approve transfer in the amount of \$98,300 as detailed on Director's form dated April 29, 2010 pursuant to Second Quarter FY 2010 Salary Audit.
- C. **Non-Departmental:** Approve transfer in the amount of \$474,500 as detailed on Director's form dated May 4, 2010, pursuant to Second Quarter FY 2010 Salary Audit.
- D. **Road & Bridge:** Approve transfer in the amount of \$149,400 as detailed on Director's form dated April 29, 2010, pursuant to Second Quarter FY 2010 Salary Audit.
- E. **Sheriff's Office:** Approve transfer in the amount of \$15,598 as detailed on Auditor's form dated May 6, 2010, to allocate local match funding for the Sex Offender Registration grant.

**9. COMMUNITY DEVELOPMENT:**

**Approve payment of Invoice No. WHX16400 in the amount of \$13,927.40 to Jacobs Engineering Group, Inc. for engineering services regarding the City of Kendleton Wastewater Treat Plant. (Fund: Community Development Block Grant)**

**10. ENGINEERING:**

- A. Approve payment of Invoice No. T116094 (Pay Estimate No. 9) in the amount of \$8,979.89 to Terracon regarding Greenbush Road, Phase I (from Katy Flewellen Road to Shadow Forest), Mobility Bond Project #732, Precinct 3. (Fund: 2007 Mobility Bonds)**
- B. Approve payment of Invoice No. 201004-108 (Pay Estimate No. 10) in the amount of \$959,424.39 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. 1 (Pay Estimate No. 1) in the amount of \$120,488.58 to Harris Construction Company, Ltd. regarding paving improvements on Teal Bend Blvd., Mobility Bond Project #746, Precinct 1. (Funds: 2007 Mobility Bonds)**
- D. Approve application from CenterPoint Energy-Houston Electric, LLC to hang power lines over Rabbs Bayou, Precinct 1.**
- E. Approve application from Jaho, Inc. to construct a driveway tie-in onto Powerline, Precinct 1.**
- F. Approve application from Ryland Homes to construct a driveway tie-in onto Watford Bend, Precinct 1.**
- G. Approve application from Ryland Homes to construct a driveway tie-in onto Wembley Way, Precinct 1.**
- H. Approve application from Entouch Systems, Inc. to bore under and bury cable along several streets in La Centera, Precinct 3.**
- I. Approve application from Ryland Homes to construct a driveway tie-in onto Watford Bend Drive, Precinct 1.**
- J. Approve application from Ryland Homes to construct a driveway tie-in onto Wembley Way, Precinct 1.**
- K. Approve application from Ryland Homes to construct a driveway tie-in onto Miramont Drive, Precinct 1.**
- L. Approve application from Devon Street Homes to construct three driveway tie-ins, two on Knox Estate Drive and one on Roycroft Lane, Precinct 3.**
- M. Approve plat for the roads within Creekstone Village at Riverstone, Section 6, Phase II, Pct 4.**
- N. Approve plat for the lots withing Creekstone Village at Riverstone, Section 6, Phase II, Pct 4.**

**Item 10 continued - Engineering:**

**O. Approve plat for the roads within King Lakes, Section 7, Precinct 3.**

**P. Approve plat for the lots within King Lakes, Section 7, Precinct 3.**

**Q. Approve the plat for Katy Christian Community Church, Precinct 3.**

**11. FACILITIES MANAGEMENT & PLANNING:**

**A. Approve payment of Invoice No. 5514665821001 in the amount of \$232.92 to Office Depot, for furniture, fixture, and equipment costs associated with the Gus George Academy. (Fund: Facility Bond Project)**

**B. Approve payment of Invoice No. 001495-001 in the amount of \$1,195.00 to 2M Business Products for furniture, fixture, and equipment costs associated with the Gus George Academy. (Fund: Facility Bond Project)**

**C. Approve Pay Application No. 11 in the amount of \$4,641,315.00 to JE Dunn South Central, Inc. for construction services regarding the Justice Center. (Fund: Facilities Bond Project)**

**12. FORT BEND COUNTY FLOOD CONTROL WATER SUPPLY CORPORATION:**

**The Board of Directors of the Fort Bend Flood Control Water Supply Corporation reviewed this item at their regular meeting on April 28, 2010, and makes the following recommendation to Commissioners Court: Authorize payment of invoices for work performed by consultants and/or contractors as listed on Board Report dated April 28, 2010, in the amount of \$55,415.01 for Big Creek. (Fund: Big Creek)**

**13. RISK MANAGEMENT:**

**Approve correction to Fort Bend County Employee Benefit Plan Document Addendum effective December 15, 2009: typographical error in outline format.**

**14. ROAD & BRIDGE:**

**Approve renewal of Fuel Agreement between Fort Bend County and City of Richmond for the purchase of fuel, effective through September 30, 2010, with automatic one-year renewals.**

15. TAX ASSESSOR/COLLECTOR:

**Record into Minutes the disposal of Windward Group Scanned Boxes numbered 781 through 817, dated from February 4, 2010 through April 21, 2010, in accordance with State Archive Retention Schedule of Destruction for the Office of Patsy Schultz.**

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Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 5 - 15.

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

16. FACILITIES MANAGEMENT & PLANNING:

**A. Take all appropriate action on request to transfer the amount of \$300,000 from Non-Departmental Contingency into Precinct 3 Service Center for Furniture, Fixtures & Equipment.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$300,000 from Non-Departmental Contingency into Precinct 3 Service Center for Furniture, Fixtures & Equipment.

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

**B. Take all appropriate action to authorize contract negotiations with Alternative Power Solutions for Solar-Powered Security Lighting pursuant to RFP #10-073.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to authorize contract negotiations with Alternative Power Solutions for Solar-Powered security Lighting pursuant to RFP #10-073.

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

**Item 16 continued - Facilities Management and Planning:**

**C. Take all appropriate action to authorize contract negotiations with Lockwood, Andrews and Newnam, Inc. for Energy Audit Services, pursuant to SOQ #10-066.**

Moved by Commissioner Prestage Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize contract negotiations with Lockwood, Andrews and Newnam, Inc. for Energy Audit Services, pursuant to SOQ #10-066.

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

**17. PUBLIC TRANSPORTATION:**

**Take all appropriate action on Intergovernmental Agreement between Fort Bend County and Houston-Galveston Area Council, Contract #TS7111-15, for commuter services to the Texas Medical Center with a total first year budget of \$289,147: Federal Congestion Mitigation Air Quality (CMAQ) funds in the amount of \$213,651; local match of \$71,217; and direct costs of \$4,273.02. (Fund: Public Transportation, Grants)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Intergovernmental Agreement between Fort Bend County and Houston-Galveston Area Council, Contract #TS7111-15, for commuter services to the Texas Medical Center with a total first year budget of \$289,147: Federal Congestion Mitigation Air Quality (CMAQ) funds in the amount of \$213,651; local match of \$71,217; and direct costs of \$4,273.02. (Fund: Public Transportation, Grants)

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

18. PURCHASING:

- A. **Take all appropriate action on Communication Systems Agreement between Fort Bend County and Motorola Inc. for equipment, software, and service in the amount of \$1,095,553 for the Communications Center within the Sheriff's Office, utilizing Houston-Galveston Area Council Contract. (Fund: Office of Emergency Management, UASI Grant)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Communication Systems Agreement between Fort Bend County and Motorola Inc. for equipment, software, and service in the amount of \$1,095,553 for the Communications Center within the Sheriff's Office, utilizing Houston-Galveston Area Council Contract. (Fund: Office of Emergency Management, UASI Grant)

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

- B. **Take all appropriate action to ratify the purchase of one (1) reclaimer and one (1) track-hoe/excavator for a total of \$102,300 from an auction held by a State Licensed Auctioneer, as authorized by Local Government Code Section 262.024.(a)(9)(A). (Fund: Road & Bridge, Capital Acquisitions)**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to ratify the purchase of one (1) reclaimer and one (1) track-hoe/excavator for a total of \$102,300 from an auction held by a State Licensed Auctioneer, as authorized by Local Government Code Section 262.024.(a)(9)(A). Fund: Road & Bridge, Capital Acquisitions)

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

**Item 18 continued - Purchasing:**

**C. Take all appropriate action on Agreement for Professional Auctioneering Services between Fort Bend County and Ernie Croucher Auctioneers for the Transportation Department, pursuant to RFP #10-048.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Professional Auctioneering Services between Fort Bend County and Ernie Croucher Auctioneers for the Transportation Department, pursuant to RFP #10-048.

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

**D. Take all appropriate action on Hay Lease between Fort Bend County and Pete Wleczyk pursuant to RFP #10-080.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Hay Lease between Fort Bend County and Pete Wleczyk pursuant to RFP #10-080.

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

**E. Take all appropriate action on interlocal agreement for the purchase of goods and services with Harris County in order to purchase equipment for Emergency Management. (Fund: Emergency Management,08 UASI LEAP 22100)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve interlocal agreement for the purchase of goods and services with Harris County in order to purchase equipment for Emergency Management. (Fund: Emergency Management,08 UASI LEAP 22100)

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



19. SHERIFF'S OFFICE:

- A. **Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$405.00 to American Red Cross for the purchase of CPR materials used in class at the Gus George Law Enforcement Academy without a purchase order. (Fund: Gus George Law Enforcement Academy, Operating, Supplies)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$405.00 to American Red Cross for the purchase of CPR materials used in class at the Gus George Law Enforcement Academy without a purchase order. (Fund: Gus George Law Enforcement Academy, Operating, Supplies)

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

- B. **Take all appropriate action on request to apply for the FY 2010 State Criminal Alien Assistance Program (SCAAP) through the U. S. Department of Justice, with no cash match required by Fort Bend County.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to apply for the FY 2010 State Criminal Alien Assistance Program (SCAAP) through the U. S. Department of Justice, with no cash match required by Fort Bend County.

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

**Item 19 continued - Sheriff's Office:**

**C. Take all appropriate action on request to transfer \$2,600,000 from Commissioners Court Project Fund to the projects detailed on the Auditor's Report dated May 5, 2010, to allocate funds for the Tiburon Upgrade Project and additional funds for the Communications Center within the Jail Facility.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to transfer \$2,600,000 from Commissioners Court Project Fund to the projects detailed on the Auditor's Report dated May 5, 2010, to allocate funds for the Tiburon Upgrade Project and additional funds for the Communications Center within the Jail Facility.

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

**20. TAX ASSESSOR/COLLECTOR:**

**Take all appropriate action on Participation Agreement between Fort Bend County and City of Missouri City for Expansion of Tax Increment Reinvestment Zone Number One, City of Missouri City, pursuant to Chapter 311 of the Texas Tax Code.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Participation Agreement between Fort Bend County and City of Missouri City for Expansion of Tax Increment Reinvestment Zone Number One, City of Missouri City, pursuant to Chapter 311 of the Texas Tax Code.

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

- 21. Approve Bills and authorize County Auditor to pay and release time sensitive bills on May 20, 2010, to be ratified by Commissioners Court on May 25, 2010.**

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 \$9,855,463.11 and authorize County Auditor to pay and release time sensitive bills on May 20, 2010, to be ratified by Commissioners Court on May 25, 2010.

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

- 22. Adjournment.**

Commissioners Court adjourned at 1:11 p.m. on Tuesday, May 11, 2010.