

MINUTES

BE IT REMEMBERED, That on this 22nd DAY of JUNE, 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.

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 June 8, 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 June 8, 2010.

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

4. Public Comments regarding the Agenda and Announcements.

June Service Awards were presented to county employees.

Agri Life Extension Service agent Dwight Callis introduced new curriculum to teach children about county government.

Rodrigo Carreon supports agenda items 18B and 23.

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

- A. Acceptance of traffic control plan for Isleib Road and Daily Road, Precinct 1.**
- B. Acceptance of traffic control plan for Grand Mission Section 11, Precinct 3.**
- C. Acceptance of traffic control plan for Grand Mission, Section 13, Precinct 3.**

Public hearing held. No public comments.

Moved by Commissioner Meyers Seconded by Commissioner Morrison

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

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

CONSENT AGENDA ITEMS 6 - 17

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

- A. Courthouse Security: Erik Stankus to Fresno, California, September 15-18, 2010, to attend training class for administrative and operator level users of the Courthouse video security system. (Fund: Courthouse Security, Travel)**
- B. Engineering: Ron Drachenberg to Reno, Nevada, July 15-20, 2010 to attend the National Association of County Engineers (NACE) Board meeting. (Fund: Engineering, Travel)**
- C. Sheriff's Office: Ratify travel by Arthur Zarosky and Mary Smith to Lake Charles, Louisiana, June 10, 2010, to seize stolen property at pawn shop, Case #10-14731. (Fund: Sheriff, Enforcement, Operating, Travel)**

7. COUNTY JUDGE:

Set Public Hearing for the creation of Fort Bend County Reinvestment Zone No. 13, located in Precinct 1, near the City of Kendleton, for tax abatement purposes, to be conducted on Tuesday, July 6, 2010, at 1:00 p.m. in the Commissioners Courtroom, 7th Floor, Wm. B. Travis Building, Richmond, Texas, and authorize publication of notice in the Fort Bend Herald.

8. BUDGET & FINANCE/BUDGET TRANSFERS:

- A. Auditor: Approve transfer in the amount of \$9,667 as detailed on the Auditor's report dated June 11, 2010 to reallocate funds for Capital Improvement Construction projects.**
- B. Indigent Defense: Approve transfer in the amount of \$700,000 as detailed on the Auditor's form dated June 8, 2010, to allocate additional funds for indigent defense expenditures.**

9. ELECTIONS ADMINISTRATION:

Approve and record Continuation Certificate of Surety Bond for Elections Administrator John Oldham for term effective June 18, 2010 through June 18, 2011.

10. ENGINEERING:

- A. Approve payment of Invoice No. 201005-126 (Pay Estimate No. 1) in the amount of \$266,325.26 to Durwood Greene Construction Company regarding Katy-Flewellen Road Improvements, Mobility Bond Project #734, Precinct 3. (Fund: 2007 Mobility Bonds)**
- B. Approve payment of Invoice No. 201005-112 (Pay Estimate No. 10) in the amount of \$207,002.40 to Durwood Greene Construction Company regarding Greenbusch paving and drainage, Mobility Bond Project #732, Precinct 3. (Fund: 2007 Mobility Bonds)**
- C. Approve payment of Invoice No. WHX17400-02 (Pay Estimate No. 2) in the amount of \$38,350.56 to Jacobs Engineering Group, Inc. regarding FM 1093/Westpark Tollway, Mobility Bond Project #748, Precinct 3. (Fund: 2007 Mobility Bonds)**
- D. Approve payment of Invoice No. 3520 in the amount of \$18,671.25 to Property Acquisition Services, Inc. (PAS) for various right of way acquisition services within Precincts 1, 2, 3 and 4. (Fund: Right of Way)**
- E. Approve payment of Invoice No. 6064717 (Pay Estimate No. 5) in the amount of \$5,124.64 to AECOM USA, Inc. regarding Old Richmond Road (from FM 1464 to West Airport), Mobility Bond Project #728, Precinct 4. (Fund: 2007 Mobility Bonds)**
- F. Approve payment of Invoice No. 60149816 (Pay Estimate No. 6) in the amount of \$15,819.02 to AECOM USA, Inc. regarding Old Richmond Road (from FM 1464 to Voss Rd), Mobility Bond Project #728, Precinct 4. (Fund: 2007 Mobility Bonds)**

Item 10 continued - Engineering:

- G. Approve payment of Invoice No. T122950 (Pay Estimate No. 10) in the amount of \$4,372.63 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. 10-2033C.01.CM7169 (Pay Estimate No. 1) in the amount of \$12,997.63 to Geotech Engineering and Testing regarding improvements to Katy Gaston Road (from FM 1093 to Cinco Ranch Blvd.), Mobility Bond Project #733, Precinct 3. (Fund: 2007 Mobility Bonds)**
- I. Approve payment of Invoice No. 20101886 (Pay Estimate No. 6) in the amount of \$8,490.26 to LJA Engineering & Surveying, Inc. regarding the extension of South Post Oak Blvd. and reconstruction of McKeever Road, Mobility Bond Project #763, Precinct 1. (Fund: 2007 Mobility Bonds)**
- J. Approve payment of Invoice No. 48045 (Pay Estimate No. 14) in the amount of \$13,505.51 to Burk-Kleinpeter, Inc. regarding the expansion of Trammel Fresno Road, Mobility Bond Project #746, Precincts 1 and 2. (Fund: 2007 Mobility Bonds)**
- K. Approve payment of Invoice No. 10-5-14-631 (Pay Estimate No. 18) in the amount of \$655.20 to Percheron Acquisitions, LLC regarding Mason Road Expansion, Mobility Bond Project #735, Precinct 3. (Fund: Right of Way)**
- L. Approve payment of Invoice No. 10-04-2-631 (Pay Estimate No. 17) in the amount of \$1,267.00 to Percheron Acquisitions, LLC regarding Mason Road Expansion Project #735, Precinct 3. (Fund: Right of Way)**
- M. Approve payment of Invoice No. 10-05-2-631 (Pay Estimate No. 19) in the amount of \$579.50 to Percheron Acquisitions, LLC regarding Mason Road Expansion Project #735, Precinct 3. (Fund: Right of Way)**
- N. Approve payment of Invoice No. 10-228 (Pay Estimate No. 1) in the amount of \$8,284.98 to HVJ Associates, Inc. regarding materials testing for improvements on Katy Flewellen Road, Mobility Bond Project #734, Precinct 3. (Fund: 2007 Mobility Bonds)**
- O. Approve final payment of Invoice No. 18 (Pay Estimate No. 18) in the amount of \$28,972.12 to Aranda Brothers regarding the replacement of Edgewood Drive Bridge, Precinct 1. (Fund: Road and Bridge)**
- P. Approve payment of Invoice No. 24276 (Pay Estimate No. 2) in the amount of \$2,848.75 to HTS Consultants, Inc. regarding Teal Bend Boulevard drainage and paving, Mobility Bond Project #746, Precinct 1. (Fund: 2007 Mobility Bonds)**
- Q. Approve payment of Invoice No. 510103 (Pay Estimate No. 27) in the amount of \$15,432.10 to Klotz Associates regarding labor rates for the Fort Bend County Mobility Bond Projects within Precincts 1, 2, 3, and 4. (Fund: 2007 Mobility Bonds)**
- R. Approve application from Hawkins Lease Service, Inc. to construct a driveway tie-in onto Greenbusch, Precinct 3.**

Item 10 continued - Engineering:

- S. Approve application from Devon Street Homes to construct a driveway tie-in onto Kincaid Falls Court, Precinct 3.**
- T. Approve application from ICTX Wavemedia, Inc. to bore under and bury telecommunication conduits along Westheimer Parkway, Peek Road, Centerton Drive, and Torchlight Terrace, Phase II, Precinct 3.**
- U. Approve application from Ryland Homes to construct a driveway tie-in onto Crescent Water, Precinct 1.**
- V. Approve application from ICTX Wavemedia, Inc. to bore under and bury telecommunication conduits along Cinco Ranch Boulevard and Peek Road, Phase 1, Precinct 3.**
- W. Approve application from Ryland Homes to construct two driveway tie-ins onto Watford Bend, Precinct 1.**
- X. Approve application from Allgood Construction Company, Inc. to bore a 30-inch RCP storm sewer and a 10-inch PVC sanitary sewer under Mason Road, Pct. 3.**
- Y. Approve application from M Street Homes to construct two driveway tie-ins: one on Crescent Water and one on Wembley Way, Precinct 1.**
- Z. Accept the streets in Sienna Village of Shipman's Landing, Section 25 Partial Replat No. 1: London Lane 495.39 LF; Trail Bend 1,089.51 LF; Red Bluff Turn 312.76 LF; and Celina Knoll 148.69 LF for a total of 2,146 LF, and release bond #6559863 in the amount of \$153,804.00, Precinct 1.**
- AA. Accept the street in Sienna Village of Shipman's Landing, Section 2B: McMahon Way 60.46 LF, and release bond #6627936 in the amount of \$30,950.00, Precinct 1.**
- BB. Set public hearing for acceptance of the traffic control plan for Pink Taylor Run Road, Precinct 1. *(Tuesday, July 27, 2010, at 1:00 p.m.)***
- CC. Set public hearing for acceptance of the traffic control plan for Wicks Road, Precinct 1. *(Tuesday, July 27, 2010, at 1:00 p.m.)***
- DD. Set public hearing for acceptance of the traffic control plan for Sienna Village of Shipman's Landing, Section 25 Partial Replat No. 1, and Sienna Village of Shipman's Landing, Section 2B, Precinct 1. *(Tuesday, July 27, 2010, at 1:00 p.m.)***
- EE. Set public hearing for River Forest Estates, Section 1, Replat No.1, Precinct 1. *(Tuesday, July 27, 2010, at 1:00 p.m.)***
- FF. Approve the plat for Cinco Ranch Southwest, Section 33, Partial Replat No. 2, Precinct 3.**
- GG. Approve plat for the roads within Bonbrook Plantation North, Section 3, Pct. 1.**

Item 10 continued - Engineering:

- HH. Approve plat for the lots within Bonbrook Plantation North, Section 3, Precinct 1.
- II. Approve plat for the roads within Senova at Riverstone, Section 2, Precinct 4.
- JJ. Approve plat for the lots within Senova at Riverstone, Section 2, Precinct 4.
- KK. Approve plat for the roads within Fulbrook, Section 5B, Precinct 3.
- LL. Approve plat for the lots within Fulbrook, Section 5B, Precinct 3.
- MM. Approve the plat for Lake Pointe Estates, Section 1, Partial Replat No.1, Pct. 3.
- NN. Approve the plat for Parkway Lakes Shops, Section 2, Precinct 3.
- OO. Approve the plat for Roesner Road East of Spring Green STD, Precinct 3.
- PP. Approve the plat for Spring Green Boulevard from Roesner Road to Pine Mill Ranch Drive STD, Precinct 3.
- QQ. Approve plat for the roads within Silver Ranch, Section 4, Precinct 3.
- RR. Approve plat for the lots within Silver Ranch, Section 4, Precinct 3.
- 11. **FACILITIES MANAGEMENT & PLANNING:**
 - A. Approve payment of Invoice No. 10-5-000009 in the amount of \$676.50 to Paradigm Consultants, Inc., for Materials Testing Services regarding the EMS Medic One Facility. (Fund: Facility Bond Project)
 - B. Approve payment of Invoice No. 11347A and Invoice No. 11346A for an amount totaling \$6,469.03 to Houston Window Coverings for furniture, fixture and equipment costs regarding the Missouri City Annex. (Fund: Facility Bond Project)
 - C. Approve payment of Pay Application No. 12 in the amount of \$51,385.35 to Crain Zamora LLC. for Construction Services regarding the Missouri City Annex. (Fund: Facility Bond Project)
 - D. Approve payment of Invoice No. 2003-003-CA15 and Invoice No. 2003-003-CA16 for an amount totaling \$16,711.59 to STOA International Architects for Professional Services regarding the Sienna Library. (Fund: Facility Bond Project)
 - E. Approve payment of Invoice No. 10-106 in the amount of \$6,604.00 to Bass Construction for construction services regarding the Child Support Build-Out on the 40-Acre Site. (Fund: Facility Bond Project)
 - F. Approve payment of Invoice No. 338569 in the amount of \$5,128.25 to Gomez Floor Covering for flooring/carpeting costs associated with the Child Support Build-Out on the 40-Acre Site. (Fund: Facility Bond Project)

Item 11 continued - Facilities Management and Planning:

- G. Approve payment of Invoice No. 403 in the amount of \$6,150.00 to Hellman Fire Protection for Fire Sprinkler Installation associated with the Child Support Build-Out on the 40-Acre Site. (Fund: Facility Bond Project)
- H. Approve payment of Invoice No. 1792 in the amount of \$1,149.57 to Carter Goble Lee, LLC., for Professional Services regarding the Jail Expansion Project. (Fund: Facility Bond Project)
- I. Approve payment of Invoice No. 14 in the amount of \$12,582.61 to Bailey Architects for Professional Services regarding the University Branch Library. (Fund: Facility Bond Project)
- J. Approve payment of Invoice No. 11345A and 11351A for an amount totaling \$692.08 to Houston Window Coverings for furniture, fixture, and equipment costs associated with the Child Support Build-Out on the 40-Acre Site. (Fund: Facility Bond Project)
- K. Approve payment of Invoice No. 8R in the amount of \$2,974.20 to Brian Smith Construction Inspection, Inc., for Professional Services regarding the Missouri City Annex. (Fund: Facility Bond Project)
- L. Approve payment of Invoice No. 095597 in the amount of \$5,000.00 to Gowan, Inc., for Testing and Balancing services regarding the Justice Center. (Fund: Facility Bond Project)
- M. Approve payment of Pay Application No. Eight (8) in the amount of \$451,050.00 to Rosenberger Construction LP for Construction Services regarding the Precinct Three North Annex. (Fund: Facility Bond Project)
- 12. **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 June 16, 2010, and makes the following recommendations to Commissioners Court:
 - A. Approve renewal of commercial liability insurance policies in the amount of \$79,106.00 with the Texas Municipal League Intergovernmental Risk Pool for property, loss of revenue, general, law enforcement, pollution, and auto liability insurance coverages.
 - B. Approve Resolution Establishing Director Compensation and Reimbursement Policy.
- 13. **FORT BEND GRAND PARKWAY TOLL ROAD AUTHORITY:** The Board of Directors of the Fort Bend Grand Parkway Toll Road Authority (GPTRA) reviewed these items at their regular meeting held on June 16, 2010, and makes the following recommendations to Commissioners Court:
 - A. Approve Resolution Establishing Director Compensation and Reimbursement Policy.
 - B. Approve Service Agreement between GPTRA and Pamela M. Logsdon for bookkeeping services.

Item 13 continued - Fort Bend Grand Parkway Toll Road Authority:

- C. Approve Service Agreement between GPTRA and Allen Boone Humphries Robinson LLP for legal services.
 - D. Approve Service Agreement between GPTRA and WJ Interests, LLC for consulting services.
 - E. Approve Service Agreement between GPTRA and Professional Project Management for management services.
 - F. Approve proposal in the amount of \$624,990 from Wilbur Smith Associates for performance of an investment grade traffic and revenue study.
 - G. Approve proposal in the amount of \$6,017 from Anco-McDonald Waterworks Insurance Services for the GPTRA insurance policies for directors' and officers' liability, and for directors' and consultants' bond.
 - H. Approve proposal in the amount of \$2,056 with the Texas Municipal League Intergovernmental Risk Pool for commercial liability insurance policies for general, pollution, and auto liability insurance coverages.
14. **HEALTH & HUMAN SERVICES:**
- A. **Clinical Health:** Ratify acceptance of grant funding from the Department of State Health Services for Local Public Health Services in the amount of \$34,681 for FY 2011, with no cash match required by the County.
 - B. **Social Services:** Approve and sign plot owner consent forms granting permission for the disinterment of three paupers as requested by Carnes Funeral Service, (with no expense or labor by the County).
15. **HUMAN RESOURCES:**
- Approve application for withdrawal of 160 hours from the Shared Sick Leave Pool for Employee of Juvenile Probation, Position No. 5751-0007, to be ratified by the Juvenile Board at their next meeting.
16. **PURCHASING:**
- A. Authorize advertising for bids for sealed bid sale of dump trucks pursuant to Houston-Galveston Area Council (H-GAC) clean air guidelines.
 - B. Authorize advertising for request for proposals for construction of the Senior Center in Missouri City.
 - C. Authorize advertising for bids for construction of the East End Annex addition.
 - D. Authorize advertising for statements of qualifications for design/build contract for construction of Juvenile Leadership Academy.

Item 16 continued - Purchasing:

- E. **Authorize advertising for requests for proposals for electronic citation solution for the Sheriff's Office.**

17. TAX ASSESSOR/COLLECTOR:

- A. **Record into Minutes the Summary Monthly Report of Property Taxes Collected in May, 2010, as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.**
 - B. **Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on June 15, 2010, for an amount totaling \$34,130.05.**
-

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 6 - 17.

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

18. COUNTY JUDGE:

- A. **Take all appropriate action on the Second Amendment to the Tax Abatement Agreement between Fort Bend County and Global Geophysical Services, Inc.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve the Second Amendment to the Tax Abatement Agreement between Fort Bend County and Global Geophysical Services, Inc.

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

Item 18 continued - County Judge:

- B. Take all appropriate action on Amendment to the EPA FY05 State & Tribal Assistance Grant for the benefit of Fort Bend Fresh Water Supply District #1 Water and Wastewater Infrastructure Project, to extend the term of the grant through December 31, 2011, and authorize County Judge to process all necessary documentation.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Amendment to the EPA FY05 State & Tribal Assistance Grant for the benefit of Fort Bend Fresh Water Supply District #1 Water and Wastewater Infrastructure Project, to extend the term of the grant through December 31, 2011, and authorize County Judge to process all necessary documentation.

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

19. COMMISSIONER, PCT. 1:

- A. Take all appropriate action on request by Luis Rey Coronado to waive penalty and interest totaling \$109.37 on property taxes for Tax Year 2009, Precinct 1.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve request by Luis Rey Coronado to waive penalty and interest totaling \$109.37 on property taxes for Tax Year 2009, Precinct 1.

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

Item 19 continued - Commissioner Pct. 1:

- B. Take all appropriate action on Resolution and Order Decreeing the Acquisition of Property to be a Public Necessity and Authorizing the Acquisition and Payment of Compensation for public project known as South Post Oak Blvd. Widening Project No. 763 located from McKeever Road to State Highway 6 in Fort Bend County, Texas.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Resolution and Order Decreeing the Acquisition of Property to be a Public Necessity and Authorizing the Acquisition and Payment of Compensation for public project known as South Post Oak Blvd. Widening Project No. 763 located from McKeever Road to State Highway 6 in Fort Bend County, Texas.

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

- C. Take all appropriate action on First Amendment to Agreement to Professional Services Agreement between Fort Bend County and IDC, Inc. in the amount of \$89,281 to provide additional environmental services and preliminary Engineering for Phase I Construction of the widening of Crabb River Road. (Fund: Road & Bridge, Crabb River Road)**

Pass.

20. COMMISSIONER, PCT. 3:

- A. Take all appropriate action on request by Saurabh Gupta & Aditi Mehta to waive penalty and interest totaling \$16.03 on property taxes for Tax Year 2009, Precinct 3.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve request by Saurabh Gupta & Aditi Mehta to waive penalty and interest totaling \$16.03 on property taxes for Tax Year 2009, Pct 3.

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

Item 20 continued - Commissioner Pct. 3:

- B. Discuss and consider action to propose as a Legislative Item to the Conference of Urban Counties, Houston-Galveston Area Council, and to the Fort Bend Delegation state legislation mandating the creation of two Mobility Funds, one fund a Federal-Revenue only fund to be used for maintenance of federal and state roads and bridges in Texas only, and a second fund that is a State-Revenue only fund to be used for maintenance of roads and bridges and all additional road and bridge capacity.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to propose as a Legislative Item to the Conference of Urban Counties, Houston-Galveston Area Council, and to the Fort Bend Delegation state legislation mandating the creation of two Mobility Funds, one fund a Federal-Revenue only fund to be used for maintenance of federal and state roads and bridges in Texas only, and a second fund that is a State-Revenue only fund to be used for maintenance of roads and bridges and all additional road and bridge capacity.

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

21. COMMISSIONER, PCT. 4:

- A. Take all appropriate action to appoint David Gornet to fill the unexpired term of Pamela Vollmar as a Director of Fort Bend County Levee Improvement District No. 17, and reappoint Jeff Scarborough and David Lawrence, all three terms effective July 9, 2010 through July 9, 2014.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and carried (4-0-1), it is ordered to appoint David Gornet to fill the unexpired term of Pamela Vollmar as a Director of Fort Bend County Levee Improvement District No. 17, and reappoint Jeff Scarborough and David Lawrence, all three terms effective July 9, 2010 through July 9, 2014.

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

Item 21 continued - Commissioner Pct. 4:

- B. Take all appropriate action on Agreement and Release between Fort Bend County and New Territory Residential Community Association, Inc., and authorize County Auditor to issue payment in the amount of \$22,702.00 to the Association for maintenance of County property for twenty (20) years. (Fund: Non-Departmental Fees)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Agreement and Release between Fort Bend County and New Territory Residential Community Association, Inc., and authorize County Auditor to issue payment in the amount of \$22,702.00 to the Association for maintenance of County property for twenty (20) years. (Fund: Non-Departmental Fees)

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

22. AUDITOR:

Take all appropriate action on request to transfer the amount of \$199,072 as detailed on Auditor's report dated June 15, 2010, to amend the budget pursuant to Local Government Code Section 111.0706, and reimburse Non-Departmental Contingency for Contract Deputy Capital Mileage from October 1, 2009 to April 30, 2010.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$199,072 as detailed on Auditor's report dated June 15, 2010, to amend the budget pursuant to Local Government Code Section 111.0706, and reimburse Non-Departmental Contingency for Contract Deputy Capital Mileage from October 1, 2009 to April 30, 2010.

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

23. COMMUNITY DEVELOPMENT:

Take all appropriate action on Agreement between Fort Bend County and City of Kendleton in the amount of \$488,804 to construct a wastewater treatment plant, as part of the Substantial Amendment to the 2008 Consolidated Action Plan for Community Development Block Grant Funding under the American Recovery and Reinvestment Act of 2009, (CDBG-R), and authorize County Judge to sign all documents pertaining to the Agreement. (Fund: CDBG-R)

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 City of Kendleton in the amount of \$488,804 to construct a wastewater treatment plant, as part of the Substantial Amendment to the 2008 Consolidated Action Plan for Community Development Block Grant Funding under the American Recovery and Reinvestment Act of 2009, (CDBG-R), and authorize County Judge to sign all documents pertaining to the Agreement. (Fund: CDBG-R)

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

24. ENGINEERING:

- A. Take all appropriate action on Interlocal Agreement between Fort Bend County and City of Missouri City in an amount not to exceed \$2,400,000 for improvements to South Gessner Road and Cravens Road, Mobility Bond Projects No. 750 and No. 755, Precinct 2. (Fund 2007 Mobility Bonds)**

Moved by Commissioner Prestage Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Interlocal Agreement between Fort Bend County and City of Missouri City in an amount not to exceed \$2,400,000 for improvements to South Gessner Road and Cravens Road, Mobility Bond Projects No. 750 and No. 755, Precinct 2. (Fund 2007 Mobility Bonds)

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

Item 24 continued - Engineering:

- B. Take all appropriate action on donation of Right of Way Easement on behalf of Texas Department of Transportation (TxDOT) regarding Gaines Road, Project No. CSJ 0912-34-140, Precinct 3, at no cost to the County.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to donation of Right of Way Easement on behalf of Texas Department of Transportation (TxDOT) regarding Gaines Road, Project No. CSJ 0912-34-140, Precinct 3, at no cost to the County.

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

- C. Take all appropriate action on Release of Easement from CenterPoint Energy regarding the FM 1464 Project, and authorize payment in the amount of \$1,200 to CenterPoint. (Fund: Right of Way)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to Release of Easement from CenterPoint Energy regarding the FM 1464 Project, and authorize payment in the amount of \$1,200 to CenterPoint. (Fund:Right of Way)

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

25. FACILITIES MANAGEMENT & PLANNING:

- A. Take all appropriate action on Agreement between Fort Bend County and Alternative Power Solutions (APS) for Professional Installation Service and Equipment Purchase, pursuant to RFP #10-073, for an amount not to exceed \$167,268 for Solar Powered Lighting to be placed at Kitty Hollow Park. (Fund: Energy Efficiency Block Grant)**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and Alternative Power Solutions (APS) for Professional Installation Service and Equipment Purchase, pursuant to RFP #10-073, for an amount not to exceed \$167,268 for Solar Powered Lighting to be placed at Kitty Hollow Park. (Fund: Energy Efficiency Block Grant)

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

- B. Take all appropriate action on Change Order No. 005 to Crain Group, LLC., for additional services in the amount of \$5,423.00 regarding the Missouri City Annex, for a total project amount not to exceed \$3,434,271.56. (Fund: Facility Bond Project)**

Moved by Commissioner Prestage Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Change Order No. 005 to Crain Group, LLC., for additional services in the amount of \$5,423.00 regarding the Missouri City Annex, for a total project amount not to exceed \$3,434,271.56. (Fund: Facility Bond Project)

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

Item 25 continued - Facilities Management and Planning:

- C. Take all appropriate action on Change Order No. Three to Turner Construction Company in the amount of \$2,636,769.00, for the Sheriff's Office Communications Center Renovation. (Fund: Capital Improvement Project)**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Change Order No. Three to Turner Construction Company in the amount of \$2,636,769.00, for the Sheriff's Office Communications Center Renovation. (Fund: Capital Improvement Project)

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

26. HUMAN RESOURCES:

Take all appropriate action on request to reclassify nine positions in the Sheriff's Office from Cadet, Grade 4 of the Administrative Clerical Policy Group to Deputy, Grade 9 of the Law Enforcement Policy Group, effective June 26, 2010. (Fund: Sheriff, Enforcement and Detention)

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to reclassify nine positions in the Sheriff's Office from Cadet, Grade 4 of the Administrative Clerical Policy Group to Deputy, Grade 9 of the Law Enforcement Policy Group, effective June 26, 2010. (Fund: Sheriff, Enforcement and Detention)

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

27. INFORMATION TECHNOLOGY:

Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$1,601.25 to NWN Corporation for the purchase of Citrix licenses without a purchase order. (Fund: Information Technology, Fees)

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$1,601.25 to NWN Corporation for the purchase of Citrix licenses without a purchase order. (Fund: Information Technology, Information Technology)

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

28. MENTAL HEALTH PUBLIC DEFENDER:

Take all appropriate action on recommendation by the Mental Health/Public Defender Advisory Board to approve the Fort Bend County Mental Health Public Defender Department's Policy and Procedures Manual.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to recommendation by the Mental Health/Public Defender Advisory Board to approve the Fort Bend County Mental Health Public Defender Department's Policy and Procedures Manual.

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

29. PUBLIC TRANSPORTATION:

- A. Take all appropriate action on Amendment No. 1 to Project Grant Agreement No. 51012F7307 between Fort Bend County and the State of Texas, to extend the New Freedom grant period through March 31, 2011, and authorize County Judge to execute the Amendment.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Amendment No. 1 to Project Grant Agreement No. 51012F7307 between Fort Bend County and the State of Texas, to extend the New Freedom grant period through March 31, 2011, and authorize County Judge to execute the Amendment.

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

- B. Take all appropriate action on Project Grant Agreement RPT 1007 (12) 33 to accept the initial allocation of Federal FY 2011 Section 5311 Rural Transportation funds in the amount \$179,131 with an estimated County match of \$192,331 and authorize County Judge to sign all documents pertaining to the grant agreement. (Fund: Transportation, FY 2011 Grant Allocation)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Project Grant Agreement RPT 1007 (12) 33 to accept the initial allocation of Federal FY 2011 Section 5311 Rural Transportation funds in the amount \$179,131 with an estimated County match of \$192,331 and authorize County Judge to sign all documents pertaining to the grant agreement. (Fund: Transportation, FY 2011 Grant Allocation)

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

Item 29 continued - Public Transportation:

- C. Take all appropriate action to approve and authorize County Judge to sign the Fiscal Year 2011 Application Part 1 and authorize the Transit Director to submit application to the Texas Department of Transportation for FY11 Rural Transportation funds to be received from the Texas Department of Transportation.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve and authorize County Judge to sign the Fiscal Year 2011 Application Part 1 and authorize the Transit Director to submit application to the Texas Department of Transportation for FY11 Rural Transportation funds to be received from the Texas Department of Transportation.

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

30. PURCHASING:

- A. Take all appropriate action on request to modify Contract for Bid #10-038 with National Window Cleaning Company, Inc., to add Sienna Library for window cleaning. (Fund: Facilities Management)**

Moved by Commissioner Prestage Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to modify Contract for Bid #10-038 with National Window Cleaning Company, Inc., to add Sienna Library for window cleaning. (Fund: Facilities Management)

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

Item 30 continued - Purchasing:

B. Take all appropriate action on request by Gulf Coast Paper for price increase pursuant to Bid #09-010 for janitorial supplies.

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve request by Gulf Coast Paper for price increase pursuant to Bid #09-010 for janitorial supplies.

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

Note: Price increase can only be up to 25% of original bid amount.

C. Take all appropriate action on Bid #10-100 for concrete curbs and gutters.

Moved by Commissioner Patterson Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to award Bid #10-100 for concrete curbs and gutters to Durwood Green Construction.

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

D. Take all appropriate action on RFP #10-091 for trailer mounted generators.

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to negotiate with McDonald Electric for RFP #10-091 for trailer mounted generators.

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

Item 30 continued - Purchasing:

E. Take all appropriate action on rental uniform agreement with G & K Services pursuant to BuyBoard Agreement 264-07. (Fund: Multiple County Departments)

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve rental uniform agreement with G & K Services pursuant to BuyBoard Agreement 264-07. (Fund: Multiple County Departments)

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

F. Take all appropriate action on request to purchase phone system replacements for Missouri City and Sugar Land Branch Libraries from Walkercom utilizing Department of Information Resources (DIR) contract DIR-SDD-272, for an amount not to exceed \$42,000. (Fund: Loan Star Grant and County Library, Operating, Capital Acquisitions)

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to purchase phone system replacements for Missouri City and Sugar Land Branch Libraries from Walkercom utilizing Department of Information Resources (DIR) contract DIR-SDD-272, for an amount not to exceed \$42,000. (Fund: Loan Star Grant and County Library, Operating, Capital Acquisitions)

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

G. Take all appropriate action on RFP #10-101 for security system for Jane Long Annex.

Moved by Commissioner Patterson Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve RFP #10-101 for security system for Jane Long Annex.

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

Item 30 continued - Purchasing:

- H. Take all appropriate action to authorize the purchase of Video Conferencing Integration Systems from Visual Systems Group, Inc., for use by the Sheriff's Office, utilizing GSA Contract No. #GS-35F-0601T for an amount not to exceed \$68,000. (Fund: Sheriff's Office, OCDETF Grant)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of Video Conferencing Integration Systems from Visual Systems Group, Inc., for use by the Sheriff's Office, utilizing GSA Contract No. #GS-35F-0601T for an amount not to exceed \$68,000. (Fund: Sheriff's Office, OCDETF Grant)

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

31. SHERIFF'S OFFICE:

- A. Take all appropriate action to authorize continued participation in the Texas Statewide Automated Victim Notification (VINE - Victim Information & Notification Everyday) Service (SAVNS) for the term of September 1, 2010 through August 31, 2011, 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 authorize continued participation in the Texas Statewide Automated Victim Notification (VINE - Victim Information & Notification Everyday) Service (SAVNS) for the term of September 1, 2010 through August 31, 2011, 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 31 continued - Sheriff's Office:

- B. Take all appropriate action to authorize continued participation in the process for the VINE (Victim Information & Notification Everyday) and approve the Service Agreement between Fort Bend County and Appriss, Inc. in the amount of \$26,333 for the term of September 1, 2010 through August 31, 2011, with no cash match by Fort Bend County. (Fund: FY 2011 VINE Grant)**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to authorize continued participation in the process for the VINE (Victim Information & Notification Everyday) and approve the Service Agreement between Fort Bend County and Appriss, Inc. in the amount of \$26,333 for the term of September 1, 2010 through August 31, 2011, with no cash match by Fort Bend County. (Fund: FY 2011 VINE Grant)

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

32. 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 \$6,803,416.71.

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

33. Ratify the release of time-sensitive bills by Auditor on June 17, 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 June 17, 2010 in the amount of \$100,752.99.

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

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

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to authorize County Auditor to pay and release time-sensitive bills on July 1, 2010, to be ratified by Commissioners Court on July 6, 2010.

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

Recess:

Recessed at 1:35 p.m.

35. 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. Office of Emergency Management Project.**
 - 2. Cause No. 10-CCV-031823; The State of Texas and Fort Bend County, Texas vs. Robert Schumann, et al.; In the County Court at Law No. 4 of Fort Bend County, Texas (Parcel 11) and Cause No. 10-CCV-041822; The State of Texas and Fort Bend County, Texas vs. Robert Schumann, et al.; In the County Court at Law No. 4 of Fort Bend County, Texas (Parcel 13)**
- 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. Acquisition of Property: Harlem Road, Phase II, Mobility Bond Project #725, Precincts 3 and 4.**

Item 35 continued - Meet in Closed Session to deliberate the following matters as authorized by the Texas Government Code:

- C. **§ 551.074. Personnel Matters. Commissioners Court will meet in Closed Session to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.**

- 1. **Annual Evaluation - Director of Health & Human Services.**

Closed Session:

Convened at 1:47 p.m.
Adjourned at 2:17 p.m.

Reconvene:

Reconvened at 2:18 p.m.

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

- A. **§ 551.071. Consultation With Attorney.**

- 1. **Office of Emergency Management Project.**

No action.

- 2. **Cause No. 10-CCV-031823; The State of Texas and Fort Bend County, Texas vs. Robert Schumann, et al.; In the County Court at Law No. 4 of Fort Bend County, Texas (Parcel 11) and Cause No. 10-CCV-041822; The State of Texas and Fort Bend County, Texas vs. Robert Schumann, et al.; In the County Court at Law No. 4 of Fort Bend County, Texas (Parcel 13).**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize the County Judge to execute and deliver the settlement agreement recommended for approval by the County Attorney , to accept Deeds and to approve such terms and provisions for the full and final settlement of all claims set forth therein for Cause No. 10-CCV-041823; The State of Texas and Fort Bend County, Texas vs. Robert Schumann, et al.; In the County Court at Law No. 4 of Fort Bend County, Texas (Parcel 11) and Cause No. 10-CCV-041822; The State of Texas and Fort Bend County, Texas vs. Robert Schumann, et al.; In the County Court at Law No. 4 of Fort Bend County, Texas (Parcel 13) with funds from Right of Way.

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

Item 36 continued - Reconvene Open Session and consider taking action on the following matters:

B. § 551.072. Deliberation Regarding Real Property.

- 1. Acquisition of Property: Harlem Road, Phase II, Mobility Bond Project #725, Precincts 3 and 4.**

Pass.

C. § 551.074. Personnel Matters.

- 1. Annual Evaluation - Director of Health & Human Services.**

Annual review conducted.

37. Adjournment.

Commissioners Court adjourned at 2:20 p.m. on Tuesday, June 22, 2010.