

MINUTES

BE IT REMEMBERED, That on this 27th DAY of JULY, 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 Patterson.

Invocation and Pledge of Allegiance by Commissioner Patterson.

3. Approve minutes of regular meeting held on July 13, 2010, and special meetings held on July 9, 2010 and July 21, 2010.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the minutes of regular meeting held on July 13, 2010, and special meetings held on July 9, 2010 and July 21, 2010.

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

4. Public Comments regarding the Agenda and Announcements.

July Service Awards were presented to county employees.

Judge Hebert introduced Ray Webb, the new IT Director.

Kay Reynolds with the Health Department announced that a spay and neuter assistance clinic will be held Saturday August 7 at the Rosenberg Annex.

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

- A. Approval of Replat: River Forest Estates; Section 1; Replat of Lot 1, Block 1, Pct. 1.**
- B. Acceptance of traffic control plan for Wicks Road from Hilltop to FM 2919, Pct. 1.**
- C. Acceptance of traffic control plan for Pink Taylor Run Road from FM 2919 to West Tavenner, Pct. 1.**
- D. Acceptance of traffic control plan for Sienna Village of Shipman's Landing Sec. 2B and Sienna Village of Shipman's Landing Sec. 25 Partial Replat No. 2, Pct. 1.**

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-D with correction to 5D - Replat No. 1.

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

CONSENT AGENDA ITEMS 6 - 23

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

- A. District Attorney: Change in travel dates for Matthew Banister to Jacksonville, Florida, September 1-4, 2010, to attend seminar by the National Drug Court Institute. (Fund: District Attorney, Travel)**
- B. Health & Human Services - Social Services: Annie Lara, Jenny Varnado, Wendy Abraham, and Maria Cloudt Buffalo, New York, August 21-25, 2010, to attend the 2010 National Eligibility Workers Association Conference. (Fund: Social Services, Travel)**
- C. Indigent Health Care: Lydia Vasquez, Ida Chapa, and Maria Palacios to Buffalo, New York, August 21-25, 2010, to attend the 2010 National Eligibility Workers Association Conference. (Fund: Indigent Health Care, Travel)**

Item 6 continued - Out of State Travel:

- D. **Office of Emergency Management:** Krista Whitehead to Seattle, Washington, September 19-24, 2010 to attend Crime Analysis Applications Training (Fund: UASI Grant, Travel)
 - E. **Sheriff's Office:** Ratify travel by David McKinnon and Richard Rodriguez to Pascagoula, Mississippi, July 12-13, 2010, for extradition of prisoner back to Fort Bend County. (Sheriff, Enforcement, Travel)
 - F. **Sheriff's Office:** Jim Pokluda and Mike Waller to St. Louis, Missouri, August 24-27, 2010, to attend National Police Fleet Expo. (Fund: Sheriff, Enforcement, Travel)
 - G. **Sheriff's Office:** Ratify travel by Tim Oxley to Ruston, Louisiana, July 10-11, 2010 for Homicide Investigation Case #10-17890. (Fund: Sheriff, Enforcement, Travel)
 - H. **Sheriff's Office:** Ratify travel by Tim Oxley to Baton Rouge, Louisiana on July 20, 2010, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)
 - I. **Sheriff's Office:** Ratify travel by David McKinnon to Baton Rouge, Louisiana, on July 18, 2010 for a Homicide Investigation. (Fund: Sheriff, Enforcement, Travel)
7. **COUNTY JUDGE:**
- Ratify the appointment of Commissioner Grady Prestage as Fort Bend County's Designated Delegate to the 2010 National Association of Counties (NACo) Annual Conference.
8. **COMMISSIONER, PCT. 1:**
- Approve Project Agreement between Fort Bend County and Needville Independent School District to provide assistance with improving access to the Football Stadium and reducing dust, County expenditure not to exceed \$2,320. (Fund: Road & Bridge)
9. **COMMISSIONER, PCT. 2:**
- A. Approve Project Agreement between Fort Bend County and City of Missouri City to provide assistance with road repairs to Pike Road, 3rd Street, and Orchard, County expenditure not to exceed \$19,710. (Fund: Road & Bridge)
 - B. Approve Project Agreement between Fort Bend County and City of Missouri City to provide assistance with road repairs to Columbia Blue, County expenditure not to exceed \$19,755. (Fund: Road & Bridge)
 - C. Approve conveyance of 1,554 square feet of land to City of Stafford that is situated in the County of Fort Bend and more particularly described in Exhibit "A" of the Quitclaim Deed.

10. COMMISSIONER, PCT. 3:

Accept Donation Deed for 0.012 acre tract of land from Katy Creek Ranch, L.P. for Falcon Landing Blvd. and record same into Fort Bend County property records, Pct 3.

11. AUDITOR:

Approve renewal of the Agreement between Fort Bend County and Texas Department of Family and Protective Services for the period of October 1, 2010 through September 30, 2011, Contract No. 530-08-0194-0001 and authorize County Judge to sign all certifications and assurances.

12. BUDGET & FINANCE/BUDGET TRANSFERS:

- A. Elections Administration: Approve transfer in the amount of \$8,300 from Operation Supplies into Information Technology to correctly allocate funds budgeted for computer related equipment for elections.**
- B. Engineering, Recycle Center: Approve transfer in the amount of \$800 as detailed on County Engineer's form dated July 22, 2010, to allocate funds for purchase of a fan at the Recycle Center.**
- C. Indigent Health Care: Approve transfer in the amount of \$18,500 as detailed on Director's form dated June 21, 2010 to allocate funds for temporary employee assistance and purchase of replacement computer.**
- D. Mail Center: Approve transfer in the amount of \$400 from Supplies into Information Technology to allocate funds for purchase of replacement printer.**
- E. Tax Assessor/Collector: Approve transfer in the amount of \$310 as detailed on Tax Assessor's form dated July 21, 2010 to allocate funds into Information Technology for purchase of scanner and power supply for computer equipment.**

13. CHILD SUPPORT:

Accept and record into Minutes the Continuation Certificate for Official Bond and Oath in the amount of \$50,000 for one year term commencing July 29, 2010 pursuant to 152.0852(b) of the Vernon's Texas Codes Annotated Human Resources for Katherine Mizell.

14. CONSTABLE, PCT. 2:

Accept grant funds in the amount of \$5,000 from the Texas Comptroller's Office for tobacco compliance and enforcement activities for Fiscal Year 2011 from September 1, 2010 through August 31, 2011.

15. CONSTABLE, PCT. 3:

Accept grant funds in the amount of \$5,500 from the Texas Comptroller's Office for tobacco compliance and enforcement activities for Fiscal Year 2011 from September 1, 2010 through August 31, 2011.

16. COUNTY ATTORNEY:

Approve Deed for the transfer of Title from Fort Bend County to the State of Texas for land described as Parcel 9 regarding Phase II of the FM 1464 Mobility Project, for purposes of reimbursement to the County pursuant to the 90/10 Agreement between Fort Bend County and Texas Department of Transportation; authorize County Judge to sign all necessary deeds and closing documents.

17. ENGINEERING:

- A. Approve Payment of Invoice No. 10-06-2-631 (Pay Estimate No. 21) in the amount of \$300 to Percheron Acquisitions, LLC regarding Mason Road Expansion Project #735, Precinct 3. (Fund: Right of Way)**
- B. Approve payment of Invoice No. WHX17400-03 (Pay Estimate No. 3) in the amount of \$18,194.51 to Jacobs Engineering Group, Inc. regarding FM1093/Westpark Tollway, Mobility Bond Project #748, Precinct 3. (Fund: 2007 Mobility Bonds)**
- C. Approve payment of Invoice No. C3X41400-13 (Pay Estimate No. 12) in the amount of \$3,928.24 to Jacobs Engineering Group, Inc. regarding Katy-Gaston Road (from Cinco Ranch to FM 1093), Mobility Bond Project #733, Precinct 3. (Fund: 2007 Mobility Bonds)**
- D. Approve payment of Invoice No. 20102385 (Pay Estimate No. 7) in the amount of \$8,490.25 to LJA Engineering & Surveying, Inc. regarding the extension of South Post Oak Blvd., and the reconstruction of McKeever Road, Mobility Bond Project #763, Precinct 1. (Fund: 2007 Mobility Bonds)**
- E. Approve payment of Invoice No. 610075 (Pay Estimate No. 28) in the amount of \$17,865.61 to Klotz Associates for labor rates regarding Fort Bend County Mobility Projects within Precincts 1, 2, 3 and 4. (Fund: 2007 Mobility Bonds)**
- F. Approve payment of Invoice No.10-2033C.03.CM7272 (Pay Estimate No. 3) in the amount of \$11,075.00 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)**
- G. Approve payment of Invoice No. 33 (Pay Estimate No. 33) in the amount of \$22,467.03 to Schaumburg & Polk, Inc. regarding Management and Administrative Support Services for the 2007 Mobility Bond Project Program within Precincts 1, 2, 3, and 4. (Fund: 2007 Mobility Bonds)**

Item 17 continued - Engineering:

- H. Approve payment of Final Invoice No. 201006-104A (Pay Estimate No. 12) in the amount of \$488,045.64 to Durwood Greene Construction Company regarding West Bellfort paving and drainage Project, Mobility Bond Project #731, Precinct 4. (Fund: 2007 Mobility Bonds)**
- I. Approve payment of Invoice No. 15 (Pay Estimate No. 15) in the amount of \$9,543.30 to Cobb-Fendley & Associates, Inc. regarding Greenbusch Road, Mobility Bond Project #732, Precinct 3. (Fund: 2007 Mobility Bonds)**
- J. Approve payment of Invoice No. TX2060-00-03 (Pay Estimate No. 2) in the amount of \$6,064.60 to AIA Engineers, Ltd. regarding Old Richmond Road Bridge at Red Gully, Mobility Bond Project #728, Precinct 4. (Fund: 2007 Mobility Bonds)**
- K. Approve Final payment in the amount of \$52,571.38 to Harris Construction Company, Ltd. regarding paving improvements on Teal Bend Blvd., Mobility Bond Project #746, Precinct 1. (Fund: 2007 Mobility Bonds)**
- L. Approve payment of Invoice No. 201006-108 (Pay Estimate No. 2) in the amount of \$529,067.70 to Durwood Greene Construction Company regarding improvements to Katy-Flewellen Road, Mobility Bond Project No. 734, Precinct 3. (Fund: 2007 Mobility Bonds)**
- M. Approve release of Performance Bond #46BSBEV3212 in the amount of \$5,000.00 to Ruskin Corporation for completion of work on Commercial Center Blvd., Permit #83656, Precinct 3.**
- N. Approve application from AT&T Texas to bury communication cable along Morton, Pct 3.**
- O. Approve application from AT&T to bore under Grand River Parkway, Precinct 3.**
- P. Approve application from J.M. Resources, Inc. to repair existing box culverts under FM 1464, Precinct 3.**
- Q. Approve application from Consolidated Communications to bore under and bury cable and construct a driveway tie-in onto Brinkmeyer, Precinct 1.**
- R. Approve application from Fadi Ahmed to repair driveway on Camino Del Sol Drive, Pct 3.**
- S. Accept the streets and adjustment in street lengths in the County Road Log for the West Bellfort Mobility Project #731, from FM 1464 to Martinez Street, as follows: Ennis; 263.00 LF and West Bellfort; 9,420.00 LF; for a total of 9,683.00 LF. Boss Gaston Road is hereby adjusted from the original length of 7,709.00 LF, deducting the West Bellfort Overlay of 3,963.00 LF to equal the residual length of Boss Gaston's two sections at 3,746.00 LF, Pct. 4.**

Item 17 continued - Engineering:

- T. Accept the streets in Cinco Ranch Southwest, Section 32 as follows: Woodleigh Springs Lane 738.32 LF; Cedarfield Road 771.62 LF; Mardell Manor Court 382.87 LF; Macklind Ridge Lane 741.01 LF; Middlewood Manor Lane 886.00 LF; Clydehurst Grove Court 230.05 LF; and Middleoak Grove Lane 931.27 LF for a total of 4,681.14 LF; and release bond #SU5025283 in the amount of \$376,040.00, Pct. 3.**
- U. Accept the streets in Cinco Terrace Drive and Fiona Sky Lane Extension and Reserves: Cinco Terrace Drive 768.10 LF; and Fiona Sky Lane 790.59 LF for a total of 1,558.69 LF; and release bond #SU5024586 in the amount of \$109,480.00, Pct. 3.**
- V. Accept the streets in Silver Ranch, Section 2: Cottage Manor Lane 591.29 LF; Twin Stone Lane 860.46 LF; Morgans Cove Court 257.20 LF; Cottage Wind Lane 274.88 LF; Silver Timbers Lane 193.42 LF; Grace Hills Lane 58.35 LF; for a total of 2,235.60 LF; and release bond #SUB8919428 in the amount of \$171,833.20, Precinct 3.**
- W. Set public hearing for acceptance of the traffic control plan for Cinco Ranch Southwest, Section 32, and Cinco Terrace Drive and Fiona Sky Lane Extension and Reserves, Precinct 3. *(Tuesday, August 24, 2010, at 1:00 p.m.)***
- X. Set public hearing for acceptance of the traffic control plan for Silver Ranch, Section 2, Precinct 3. *(Tuesday, August 24, 2010, at 1:00 p.m.)***
- Y. Set public hearing for replat of Lakemont Commercial Reserve, Replat No.1, Precinct 3. *(Tuesday, September 7, 2010, at 1:00 p.m.)***
- Z. Approve Plat for the roads within Cinco Ranch Southwest, Sec. 39, Pct. 3.**
- AA. Approve Plat for the lots within Cinco Ranch Southwest, Sec. 39, Pct. 3.**
- BB. Approve plat for roads within Cinco Ranch Southwest, Sec. 44, Pct. 3.**
- CC. Approve plat for the lots within Cinco Ranch Southwest, Sec. 44, Pct. 3.**
- DD. Approve plat for the roads within Cinco Ranch Southwest, Sec. 46, Pct. 3.**
- EE. Approve plat for the lots within Cinco Ranch Southwest, Sec. 46, Pct. 3.**
- FF. Approve plat for the roads within Cinco Ranch Southwest, Sec. 47, Pct. 3.**
- GG. Approve plat for lots within Cinco Ranch Southwest, Sec. 47, Pct. 3.**
- HH. Approve plat for J.R. Commercial Center, Pct. 3.**
- II. Approve plat for the roads within Sweetbriar at Riverstone, Pct. 4.**
- JJ. Approved plat for the lots within Sweetbriar at Riverstone, Pct. 4.**

Item 17 continued - Engineering:

KK. Approve plat for Roesner Road West of Spring Green STD, Pct. 3.

18. FACILITIES MANAGEMENT & PLANNING:

- A. Approve payment of Invoice No. 4920 in the amount of \$308.75 to Total Technologies for Voice/Data Cabling materials and installation regarding the Precinct 2 Missouri City Annex. (Fund: Facility Bond Project)**
- B. Approve payment of Invoice No. 10028361, No. 10028362, and No. 10028434 for an amount totaling \$72,627.88, to PGAL for Professional Services regarding the Justice Center. (Fund: Facility Bond Project)**
- C. Approve payment of Invoice No. 22924 in the amount of \$28,500.00 to The Mathis Group (TMG+), for Professional Services regarding the Justice Center. (Fund: Facility Bond Project)**
- D. Approve payment of Invoice No. 21071 in the amount of \$2,305.00 to San Jacinto Environmental for materials pertaining to the Cadet Track on the Archeological Reserve as approved by the Texas Historical Commission. (Fund: Facility Bond Project)**
- E. Approve payment of Invoice No. IN106658 and No. IN107038 for an amount totaling \$7,914.45 to NWN Corporation for Communication Equipment regarding the EMS Medic One Facility. (Fund: Facility Bond Project)**
- F. Approve payment of Invoice No. 10-33034 in the amount of \$10,443.50 to QC Laboratories, Inc. for Professional Services regarding the Justice Center. (Fund: Facility Bond Project)**
- G. Approve payment of Pay Application No. 19 in the amount of \$236,484.96 to Brookstone, LP. for Construction Services regarding the Sienna Library. (Fund: Facility Bond Project)**

19. FORT BEND GRAND PARKWAY TOLL ROAD AUTHORITY:

The Board of Directors of the Fort Bend Grand Parkway Toll Road Authority (GPTRA) reviewed this item at their regular meeting held on July 21, 2010, and recommends that Commissioners Court approve the Financial Advisory Agreement between GPTRA and First Southwest Company for financial advisory services.

20. HEALTH & HUMAN SERVICES:

- A. Clinical Health: Approve Contract No. 2011-035267 between Fort Bend County and Texas Department of State Health Services to accept grant funding in the amount of \$258,364.00 for FY 2011 Local Immunization Program, with no cash match required by Fort Bend County.**

Item 20 continued - Health and Human Services:

- B. Clinical Health: Approve acceptance of Contract Number 2011-035611 between Fort Bend County and Texas Department of State Health Services to accept grant funding in the amount of \$34,681.00 for the FY 2011 Local Public Health System, with no cash match required by Fort Bend County.**
- C. Approve reimbursement of out-of-state travel by Audra Moore, (employee of Fort Bend Regional Council) to Tallahassee, Florida, August 29-September 1, 2010, to attend Tobacco Treatment Specialist Training, representing Fort Bend County as a direct services contractor for the Tobacco Prevention and Control Grant. (Fund: Tobacco Prevention and Control Grant)**
- D. Approve Contract No. 2010-035677 between Fort Bend County and Texas Department of State Health Services for the term of August 1, 2010 through July 31, 2012, the content of which is covered under Texas Government Code § 418.183(f).**
- E. Approve Full Release and Agreement for Usage of County Property between Fort Bend County and Spay-Neuter Assistance Program, Inc. (SNAP) to use the Rosenberg Annex parking for a spay-neuter mobile clinic on Saturday, August 7, 2010.**

21. PURCHASING:

- A. Authorize advertising for bids for copier equipment and maintenance.**
- B. Authorize advertising for bids for hauling and disposal of condensate leachate.**
- C. Authorize advertising for bids for children's books from a local vendor.**
- D. Authorize advertising for bids for Ford dealer parts.**
- E. Authorize advertising for bids for school zone lights.**
- F. Authorize advertising for bids for auto body repairs.**
- G. Authorize advertising for bids for concrete street repairs.**
- H. Authorize advertising for bids for tires and tubes.**
- I. Authorize advertising for bids for oils and lubricants.**
- J. Authorize advertising for bids for weed, brush and insect control chemicals.**
- K. Authorize advertising for proposals for pauper burials and transportation services.**

22. SHERIFF'S OFFICE:

- A. Approve Addendum to Vehicle Borrower Application and Agreement between Fort Bend County and Mazda North America Operations for vehicles used in the Kids N' Cops Program.**
- B. Accept grant funds in the amount of \$14,000 from the Texas Comptroller's Office for tobacco compliance and enforcement activities for Fiscal Year 2011 from September 1, 2010 through August 31, 2011.**

23. TAX ASSESSOR/COLLECTOR:

- A. Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on July 20, 2010, for an amount totaling \$19,906.59.**
 - B. Record into Minutes the Summary Monthly Report of Property Taxes collected in June, 2010 as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.**
 - C. Record into Minutes the disposal of Tax Certificates for plat documentation dated from May 28, 2005 through June 30, 2009, in accordance with the State Archive Retention Schedule of Destruction for the Office of Patsy Schultz.**
 - D. Record into Minutes the disposal of Tax Certificates numbered 4598 through 8395 dated January 3, 2007 through June 30, 2009, in accordance with the State Archive Retention Schedule of Destruction for the Office of Patsy Schultz.**
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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 - 23.

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

24. COUNTY JUDGE:

- A. Take all appropriate action on the collection of optional fees for calendar year 2011, pursuant to Transportation Code §502.172-173, commencing January 1, 2011.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve the collection of optional fees for calendar year 2011, pursuant to Transportation Code §502.172-173, commencing January 1, 2011.

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

- B. Take all appropriate action on the creation of Fort Bend County Reinvestment Zone No. 13, located in Precinct 1, pursuant to Chapter 312 of the Texas Property Tax Code.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve the creation of Fort Bend County Reinvestment Zone No. 13, located in Precinct 1, pursuant to Chapter 312 of the Texas Property Tax Code.

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

25. ENGINEERING:

- A. Take all appropriate action on request for variance to the minimum building setback line requirement (Section 5.12 of the Fort Bend County Regulations of Subdivision), for Pine Mill Ranch Sec. 9, on behalf of Cardiff Ranch, L.P., Pct. 3.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve variance to the minimum building setback line requirement (Section 5.12 of the Fort Bend County Regulations of Subdivision), for Pine Mill Ranch Sec. 9, on behalf of Cardiff Ranch, L.P., Pct. 3.

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

Item 25 continued - Engineering:

B. Take all appropriate action on plat for the roads within Pine Mill Ranch, Sec. 9, Pct. 3.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve plat for the roads within Pine Mill Ranch, Sec. 9, Pct. 3.

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

C. Take all appropriate action on plat for the lots within Pine Mill Ranch, Sec. 9, Pct. 3.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve plat for the lots within Pine Mill Ranch, Sec. 9, Pct. 3.

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

26. HUMAN RESOURCES:

A. Take all appropriate action on request to reclassify Position No. 5601-0047 in the Sheriff's Office from Telecommunications Officer II, Grade 11 of the Administrative Clerical Policy Group to Telecommunications Officer I, Grade 9 of the Administrative Clerical Policy Group, effective July 27, 2010.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to reclassify Position No. 5601-0047 in the Sheriff's Office from Telecommunications Officer II, Grade 11 of the Administrative Clerical Policy Group to Telecommunications Officer I, Grade 9 of the Administrative Clerical Policy Group, effective July 27, 2010.

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

Item 26 continued - Human Resources:

- B. Take all appropriate action on request to reclassify Position No. 5601-0653 in the Sheriff's Office from Detention Officer-Civilian, Grade 7 of the Civilian Detention Policy Group to Detention Officer-Civilian II, Grade 8 of the Civilian Detention effective August 7, 2010.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to reclassify Position No. 5601-0653 in the Sheriff's Office from Detention Officer-Civilian, Grade 7 of the Civilian Detention Policy Group to Detention Officer-Civilian II, Grade 8 of the Civilian Detention effective August 7, 2010.

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

- C. Take all appropriate action on request to reclassify Position No. 5601-0081, No. 5601-0445 and No. 5601-0461 within the Sheriff's Office from Detention Deputy, Grade 9 of the Law Enforcement Policy Group, to Deputy Sheriff, Grade 9 of the Law Enforcement Policy Group, effective July 27, 2010.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to reclassify Position No. 5601-0081, No. 5601-0445 and No. 5601-0461 within the Sheriff's Office from Detention Deputy, Grade 9 of the Law Enforcement Policy Group, to Deputy Sheriff, Grade 9 of the Law Enforcement Policy Group, effective July 27, 2010.

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

27. PUBLIC TRANSPORTATION:

- A. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$1,800.41 to American Multi-Cinema, Inc. for use of the parking area by Fort Bend County Public Transportation Park & Ride Commuter Services without a contract or purchase order for the period of June 24, 2010 through July 31, 2010. (Fund: Public Transportation Grant)**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$1,800.41 to American Multi-Cinema, Inc. for use of the parking area by Fort Bend County Public Transportation Park & Ride Commuter Services without a contract or purchase order for the period of June 24, 2010 through July 31, 2010. (Fund: Public Transportation Grant)

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

- B. Take all appropriate action on Parking Area License Agreement between Fort Bend County, GBJ, Inc., dba AFC Corporate Transportation, and American Multi-Cinema, Inc. for County use of the parking lot at AMC First Colony Theatre for Public Transportation Park & Ride Commuter Services.**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Parking Area License Agreement between Fort Bend County, GBJ, Inc., dba AFC Corporate Transportation, and American Multi-Cinema, Inc. for County use of the parking lot at AMC First Colony Theatre for Public Transportation Park & Ride Commuter Services.

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

Commissioner Patterson and Commissioner Morrison thanked Don Smithers and the County Attorney's office for their negotiation efforts.

Item 27 continued - Public Transportation:

- C. Take all appropriate action to authorize County Judge to sign FY 2011 Certification Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion for Covered Contracts and Grants as a contractor for a Fort Bend Seniors Meals on Wheels grant.**

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize County Judge to sign FY 2011 Certification Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion for Covered Contracts and Grants as a contractor for a Fort Bend Seniors Meals on Wheels grant.

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

- D. Take all appropriate action to authorize payment by Invoice Transmittals totaling \$63.12 to Conference Pros to reimburse overpayment of scholarship for Tennile Jones and Kathleen Novosad to attend Civil Rights Seminar at the University of Oklahoma. (Fund: Public Transportation)**

Moved by Commissioner Patterson Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittals totaling \$63.12 to Conference Pros to reimburse overpayment of scholarship for Tennile Jones and Kathleen Novosad to attend Civil Rights Seminar at the University of Oklahoma. (Fund: Public Transportation)

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

Item 27 continued - Public Transportation:

- E. Take all appropriate action on Grant Application to Federal Transit Administration (FTA) for Congestion Mitigation Air Quality (CMAQ) funds in the amount of \$1,495,810 for Project ID# TX-95-X021, and authorize electronic submission by the Director of Public Transportation on behalf of County Judge.**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Grant Application to Federal Transit Administration (FTA) for Congestion Mitigation Air Quality (CMAQ) funds in the amount of \$1,495,810 for Project ID# TX-95-X021, and authorize electronic submission by the Director of Public Transportation on behalf of County Judge.

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

Note: No cash match required by Fort Bend County. The land is the match.

28. PURCHASING:

- A. Take all appropriate action on Agreement between Fort Bend County and C. F. McDonald Electric, Inc. in an amount not to exceed \$198,469 for trailer mounted generators pursuant to RFP #10-091. (Fund: Homeland Security Grant)**

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 C. F. McDonald Electric, Inc. in an amount not to exceed \$198,469 for trailer mounted generators pursuant to RFP #10-091. (Fund: Homeland Security Grant)

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

Item 28 continued - Purchasing:

B. Take all appropriate action on Bid #10-103 for carpet replacement at George Memorial Library.

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to reject all bids and readvertise on Bid 10-103 for carpet replacement at George Memorial Library.

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

C. Take all appropriate action on Bid #10-107 for construction of the East End Addition.

Moved by Commissioner Prestage Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to award Bid #10-107 for construction of the East End Addition to Burton Construction for \$431,697.00.

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

D. Take all appropriate action on request from Southern Tire Mart to remove tires from Bid #10-016.

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve request from Southern Tire Mart to remove tires from Bid #10-016.

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

Item 28 continued - Purchasing:

- E. Take all appropriate action to authorize contract negotiations on RFP #10-102 for general contractor services for University Branch Library.**

Moved by Commissioner Patterson Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to authorize contract negotiations with E. E. Reed on RFP #10-102 for general contractor services for University Branch Library.

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

- F. Take all appropriate action to authorize contract negotiations on SOQ #10-104 for Independent Professional Audit Services.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to authorize contract negotiations with Sanderson Knox and Company LLP on SOQ #10-104 for Independent Professional Audit Services.

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

- G. Take all appropriate action to consider granting an exemption to the competitive bid process as authorized by Local Government Code Section 262.024 (a)(7) for the purchase of an item available from only one source; for online cataloging databases from Amigos/OCLC in an amount not to exceed \$30,000. (Fund: Library)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to grant an exemption to the competitive bid process as authorized by Local Government Code Section 262.024 (a)(7) for the purchase of an item available from only one source; for online cataloging databases from Amigos/OCLC in an amount not to exceed \$30,000. (Fund: Library)

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

Item 28 continued - Purchasing:

- H. Take all appropriate action on Addendum to Hart Intercivic warranty, support, and license Agreement in an amount not to exceed \$124,767.00 annually for five years. (Fund: Elections Services)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Addendum to Hart Intercivic warranty, support, and license Agreement in an amount not to exceed \$124,767.00 annually for five years. (Fund: Elections Services)

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

- I. Take all appropriate action on Agreement between Fort Bend County and Kelly R. Kaluza & Associates, Inc. to provide engineering services in an amount not to exceed \$37,000 regarding an emergency generator lift station for the City of Richmond, pursuant to SOQ #10-074. (Fund: 2008 Texas Community Development Block Grant, Disaster Recovery Grant)**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and Kelly R. Kaluza & Associates, Inc. to provide engineering services in an amount not to exceed \$37,000 regarding an emergency generator lift station for the City of Richmond, pursuant to SOQ #10-074. (Fund: 2008 Texas Community Development Block Grant, Disaster Recovery Grant)

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

29. RISK MANAGEMENT:

Take all appropriate action on Addendum to Fort Bend County Employee Benefit Plan Document, to remove all requirements for mandatory mail order on maintenance drugs effective July 27, 2010.

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Addendum to Fort Bend County Employee Benefit Plan Document, to remove all requirements for mandatory mail order on maintenance drugs effective July 27, 2010.

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

30. SHERIFF'S OFFICE:

Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$4,428.75 to AT&T for phone switch maintenance charges incurred without a purchase order. (Fund: Sheriff, Enforcement, Operating, Fees)

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$4,428.75 to AT&T for phone switch maintenance charges incurred without a purchase order. (Fund: Sheriff, Enforcement, Operating, Fees)

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

31. Approve Bills.

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve bills in the amount of \$7,778,601.41.

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

32. Ratify the release of time-sensitive bills by Auditor on July 22, 2010.

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to ratify the release of time-sensitive bills by Auditor on July 22, 2010 in the amount of \$472,625.15.

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

Recess:

Recessed at 1:22 p.m.

33. 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. **Maria Vasquez; Trammel Fresno Project - Parcel 14.**
- 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. **Office of Emergency Management Project.**

Closed Session:

Convened at 1:37 p.m.

Adjourned at 1:44 p.m.

Reconvene:

Reconvened at 2:02 p.m.

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

A. § 551.071. Consultation With Attorney.

1. Maria Vasquez; Trammel Fresno Project - Project 14.

Moved by Commissioner Morrison 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 in the case of Trammel Fresno Project Parcel 14 (Maria Vasquez) in exchange for \$15,100.00 and to approve such terms and provisions for the full and final settlement of all claims set forth therein.

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

B. § 551.072. Deliberation Regarding Real Property.

1. Office of Emergency Management Project.

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to purchase Parcel 1 in the amount of \$250,000.00 and Parcel 2 in the amount of \$28,350.00 of the Office of Emergency Management Project plus necessary costs not to exceed \$5,000.00 each with funds from Right of Way Fund 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

35. Adjournment.

Commissioners Court adjourned at 2:03 p.m. on Tuesday, July 27, 2010.