

**NOTICE OF MEETING  
FORT BEND COUNTY COMMISSIONERS COURT  
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS  
TUESDAY, AUGUST 3, 2010  
1:00 O'CLOCK P.M.**

**AGENDA**

1. Call to Order.
2. Invocation and Pledge of Allegiance by Commissioner Morrison.
3. Approve minutes of regular meeting held on July 27, 2010.
4. Public Comments regarding the Agenda and Announcements.
5. PUBLIC HEARINGS: 1:00 p.m.: Conduct Public Hearing and take all appropriate action on the following matter:

Acceptance of traffic control plan for James Lane, Precinct 3.

**CONSENT AGENDA ITEMS 6 - 16**

6. **OUT OF STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
  - A. **Health & Human Services : David Aaron to Atlanta, Georgia, September 12-17, 2010, to attend training at the Center for Disease Control (CDC), with registration, travel, and lodging paid for by CDC, and no expense to the County or to local grant funds.**
  - B. **Sheriff's Office : Ratify travel by David McKinnon to Baton Rouge, Louisiana on July 11, 2010 for a homicide investigation. (Sheriff, Enforcement, Travel)**
  - C. **Sheriff's Office : Ratify travel by Tim Oxley and Rick Waits to Arcadia, Louisiana, July 10-11, 2010, for homicide investigation Case #10-17890. (Fund: Sheriff, Enforcement, Travel)**
  - D. **Sheriff's Office : Ratify by Sean Costello to Gibsland, Louisiana, July 12-14, 2010 to interview witnesses for homicide investigation. (Sheriff, Enforcement, Travel)**

7. **COUNTY JUDGE:**

**Approve Multiple Use Agreement between Fort Bend County and Texas Department of Transportation to more specifically define the location of the Canoe/Kayak Launch on the east bank of the Brazos River on the north side of its intersection with Texas FM 1489.**

8. **COMMISSIONER, PCT. 3:**

**Approve Project Agreement between Fort Bend County and City of Simonton to provide assistance with reconstructing and chipcoating Ranchero Road, Bridle Road, Tumbleweed Drive, Sagebrush Road (between East Longhorn and Lariat), and East Longhorn Road, County expenditure not to exceed \$28,620. (Fund: Road & Bridge)**

9. **BUDGET & FINANCE/BUDGET TRANSFERS:**

- A. **Commissioner, Pct. 2 : Approve transfer in the amount of \$12 from Property and Equipment into Information Technology to allocate funds for purchase of flash drives.**
- B. **Constable, Pct. 1 : Approve transfer in the amount of \$250 from Capital Acquisitions into Information Technology to allocate funds for purchase of software.**
- C. **District Attorney : Approve transfer in the amount of \$12,000 from State Asset Forfeiture Property and Equipment into Information Technology to allocate additional funds for purchase of replacement computer equipment.**
- D. **Facilities Management & Planning : Approve transfer in the amount of \$600 from Travel into Information Technology to allocate funds for purchase of computer related equipment and software.**
- E. **Health & Human Services - Clinical Health : Approve transfer in the amount of \$1,500 from Professional Services into Information Technology to allocate funds for purchase of software licenses for Missouri City Annex Office.**
- F. **Office of Emergency Management: Approve transfer in the amount of \$785 as detailed on Director's form dated July 26, 2010 to allocate funds into Information Technology for purchase of computer equipment and software.**
- G. **Purchasing : Approve transfer in the amount of \$181 from Office Supplies into Information Technology to allocate funds for purchase of software.**

10. **COMMUNITY DEVELOPMENT:**

**Approve payment of Invoice #WHX16400-072310 in the amount of \$33,250.10 to Jacobs Engineering Group, Inc. for professional services regarding the City of Kendleton Wastewater Treatment Plant. (Fund: Community Development Block Grant)**

11. **ENGINEERING:**

- A. **Approve payment of Invoice No. 4 (Pay Estimate No. 4) in the amount of \$810,744.14 to Allgood Construction Company regarding road improvements to Katy Gaston Road (from FM 1093 to Cinco Ranch Blvd.), Mobility Bond Project #733, Precinct 3. (Fund: 2007 Mobility Bonds)**
- B. **Approve payment of Invoice No. 10-249 (Pay Estimate No. 2) in the amount of \$18,312.74 to HVJ Associates, Inc. regarding materials testing for improvements on Katy Flewellen Road, Mobility Bond Project #734, Precinct 3. (Fund: 2007 Mobility Bonds)**
- C. **Approve payment of Invoice No. 710018 (Pay Estimate No. 29) in the amount of \$6,957.35 to Klotz Associates for labor rates regarding Fort Bend County Mobility Projects located within Precincts 1, 2, 3, and 4. (Fund: 2007 Mobility Bonds)**
- D. **Approve payment of Invoice No. 24390 (Pay Estimate No. 3) in the amount of 1,344.00 to HTS Consultants, Inc. regarding Teal Bend Boulevard drainage and paving, Mobility Bond Project #746, Precinct 1. (Fund: 2007 Mobility Bonds)**
- E. **Approve payment of Invoice No. T136685 (Pay Estimate No. 12) in the amount of \$1,946.13 to Terracon regarding Greenbusch Road, Phase I (from Katy Flewellen Road to Shadow Forest), Mobility Bond Project #732, Precinct 3. (Fund: 2007 Mobility Bonds)**
- F. **Approve payment of Invoice No. C3X41400-14 (Pay Estimate No. 13) in the amount of \$10,958.74 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)**
- G. **Approve payment of Invoice No. 10-06-010 (Pay Estimate No. 27) in the amount of \$12,600.00 to Kelly Kaluza & Associates, Inc. for Professional Engineering Services regarding West Bellfort Paving and Drainage Project (from Martinez Street to Farm Market 1464), Precincts 3 and 4. (Fund: 2000 Mobility Projects)**

- H. **Approve payment of Invoice No. 6302 (Pay Estimate No. 22) in the amount of \$24,054.03 to Othon, Inc. regarding the expansion of Williams Way Boulevard (formerly known as Ransom Road), from River Park to Main Street in Fort Bend County and Richmond, Texas, Mobility Bond Project #747, Precinct 1. (Fund: 2007 Mobility Bonds)**
- I. **Approve application from Allgood Construction Company, Inc. to bore under and bury an 8-inch water line along Saddlespur Lane, Precinct 3.**
- J. **Approve application from Verizon Communications to bore under and bury cable along Renfrow- Burford Road, Precinct 1.**
- K. **Approve application from CenterPoint Energy to bore a 6-inch plastic gas line under Denver Miller, Pecan Drive, West Airport Blvd., and bury a 6-inch plastic gas line along Clodine Road, Precinct 4.**
- L. **Approve application from Comcast of Houston, LLC c/o Jier, LLC to bore under Stonebury Drive and Mason Road, Precinct 3.**
- M. **Approve application from Allgood Construction Company, Inc. to bore an 8-inch waterline under Lakemont Bend Lane, Precinct 3.**
- N. **Approve application from Comcast of Houston, LLC c/o Jier, LLC to bore under Willow Fork Lane and bury cable along Westheimer Parkway, Precinct 3.**
- O. **Release bond #61BCSEZ7785 in the amount of \$232,322.30 for Lakes of Bella Terra, Section 9. The streets are PRIVATE and will be maintained by the Homeowners Association, Precinct 3.**
- P. **Release the Oversize, Overweight..Bond #710S100753026-190 in the amount of \$10,000.00 from Devon Energy Production Company, L.P., Precinct 1.**
- Q. **Accept the street in Winfield lakes, Section 10: Inlet Court 365.38 LF; and release bond #61BCSD19747 in the amount of \$29,680.00, Precinct 2.**
- R. **Accept the streets in Teal Run, Section 18: Teal Bend Blvd. 1,058.48 LF; Fairwood Knoll Lane 92.48 LF; Iris Ridge Way 751.52 LF; Kashmere Spring Lane 604.14 LF; Greenleaf Lodge Lane 100.00 LF; and Jabot Avenue 155.00 LF for a total of 2,761.62 LF; and release bond #61BSDD1264 in the amount of \$204,750.00, Precinct 1.**
- S. **Accept the street in Falcon Park Drive Street Dedication: Falcon Park Drive 681.24 LF; and release letter of credit #SC5929 in the amount of \$23,940.00, Precinct 3.**
- T. **Set Public Hearing for acceptance of the revised traffic control plan for Sienna Steep Bank Village, Section 1 at the intersection of Steep Bank Trace at North Fitzgerald Way to add a multi-way stop, Precinct 1. (Tuesday, September 7, 2010, at 1:00 p.m. )**

- U. **Set Public Hearing for acceptance of the traffic control plan for Teal Run, Section 18, Precinct 1. (*Tuesday, September 7, 2010, at 1:00 p.m.*)**
- V. **Set Public Hearing for acceptance of the traffic control plan for Winfield Lakes, Section 10, Precinct 2. (*Tuesday, September 7, 2010, at 1:00 p.m.*)**
- W. **Set Public Hearing for acceptance of the traffic control plan for Falcon Park Drive Street Dedication, Precinct 3. (*Tuesday, September 7, 2010, at 1:00 p.m.*)**

**12. FACILITIES MANAGEMENT & PLANNING:**

- A. **Approve payment of Invoice No. 10026492 and Invoice No. 10026493, for an amount totaling \$15,129.47, to PGAL for Professional Services regarding the Justice Center . (Fund: Facility Bond Project)**
- B. **Approve payment of Invoice No. 1808 in the amount of \$2,331.86 to Carter Goble Lee, LLC., for Professional Services regarding the Jail Expansion Project . (Fund: Facility Bond Project)**
- C. **Approve payment of Invoice No. 22947 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. H004883 in the amount of \$1,728.26 to Raba Kistner for Professional Services regarding the Precinct Three North Annex. (Fund: Facility Bond Project)**
- E. **Approve payment of Invoice No. 40068 in the amount of \$712.61 to DA Mid South for security equipment and installation regarding the Gus George Academy . (Fund: Facility Bond Project)**

**13. HEALTH & HUMAN SERVICES:**

- A. **Approve Contract No. 2010-035609 between Fort Bend County and Texas Department of State Health Services, the content of which is covered under Texas Government Code § 418.183(f).**
- B. **Clinical Health: Approve Clinical Affiliation Agreement between Fort Bend County and Clarkson College to provide nursing students with supervised clinical experience.**

14. **PURCHASING:**

- A. **Authorize advertising for bids for chip seal emulsion chemical road material.**
- B. **Authorize advertising for bids for traffic signs, posts and supplies.**
- C. **Authorize advertising for Statements of Qualification for design/build of Animal Services Satellite.**

15. **TAX ASSESSOR/COLLECTOR:**

- A. **Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on July 27, 2010, for an amount totaling \$3,100.17 for the Office of Patsy Schultz.**
- B. **Record into Minutes the disposal of Research Documentation dated Years 2005 through 2008, per State Archive Retention Schedule of Destruction for the Office of Patsy Schultz.**
- C. **Approve Amendments to Interlocal Cooperation Agreements for the Collection of Taxes effective through June 30, 2011 between Fort Bend County and the following entities: City of Kendleton, Houston Community College and Stafford Municipal School District.**
- D. **Approve Amendment to Interlocal Cooperation Agreement for the Collection of Taxes effective through December 31, 2011 between Fort Bend County and Fort Bend Municipal Utility District No. 134C.**

16. **TREASURER:**

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

17. COMMISSIONER, PCT. 1:

Take all appropriate action on request by Annie Morgan to waive penalty and interest totaling \$240.95 on property taxes for Tax Year 2009, Precinct 1.

18. COMMISSIONER, PCT. 4:

Take all appropriate action on request by Saptoyo Soemampauw on behalf of Formosa Management LLC to waive penalty and interest, including attorney fees, totaling \$2,111.89 on property taxes for Tax Year 2009, Precinct 4.

19. ENGINEERING:

- A. Take all appropriate action on License Agreement between Fort Bend County and Cable Repair Service (C.S.R.), Keith Nutt, and Kent Nutt regarding groundwater monitoring of wells located at 1131 Blume Road in Rosenberg, Texas for an amount not to exceed \$1,700. (Fund: Landfill, Fees)
- B. Take all appropriate action on the Fourth Amendment to Project Management Agreement between Fort Bend County and Schaumburg & Polk, Inc. to release retainage for services provided regarding management and administrative support for the 2007 Mobility Bond Program. (Fund: 2007 Mobility Bonds)

20. HUMAN RESOURCES:

Take all appropriate action to reclassify Position No. 5601-0267 in the Sheriff's Office from Detention Officer - Civilian, Grade 7 of the Civilian Detention Policy Group to Detention Officer - Civilian, Grade 8 of the Civilian Detention Policy Group, effective August 7, 2010.

21. PARKS & RECREATION:

Take all appropriate action on request to transfer the amount of \$300 from Commissioners Court projects to Barbara Jordan Park to allocate additional funds needed for renovations to the Park.

22. PUBLIC TRANSPORTATION:

- A. Take all appropriate action to execute Section 5311 Project Grant Agreement, between Fort Bend County and the Texas Department of Transportation for State Project No. 51112F7018, Project No. RPT. 1101(12) to receive State Rural Transportation Funds in the amount of \$118,772 for use through August 31, 2011, with no cash match required by Fort Bend County.
- B. Take all appropriate action on Contract Amendment No. 4 to the Agreement between Fort Bend County and the Texas Commission on Environmental Quality under the Local Initiative Project, to extend contract expiration date through August 31, 2013, adding Fiscal Year 2011 funding in the amount of \$135,850.57, and amending the Scope of work (SOW), with no cash match required by Fort Bend County.

23. PURCHASING:

- A. Take all appropriate action on SOQ #10-108 for design/build construction of Juvenile Leadership Academy.
- B. Take all appropriate action on Bid #10-109 for Construction of the Wastewater Treatment Plant for City of Kendleton.
- C. Take all appropriate action on Bid #10-110 for the sealed bid sale of five (5) dump trucks.
- D. Take all appropriate action on Agreement between Fort Bend County and R. G. Miller Engineers, Inc. to provide engineering services for an amount not to exceed \$10,000.00 regarding manual transfer switches for City of Rosenberg lift stations, pursuant to SOQ #10-075. (Fund: 2008 Texas Community Development Block Grant, Disaster Recovery Grant)
- E. Take all appropriate action on Agreement between Fort Bend County and DA Mid South for an amount not to exceed \$17,400 to install security system equipment at the Jane Long Annex Building, pursuant to RFP #10-101. (Fund: Capital Improvement Project)
- F. Take all appropriate action to authorize the purchase of Oracle software support and services from Oracle utilizing State of Texas DIR Contract VPC-03-018, for an amount not to exceed \$32,000. (Fund: Project Renaissance)
- G. Take all appropriate action on request by Tarmac for price increase, pursuant to Bid #10-058 for earthen type road material.



24. SHERIFF'S OFFICE:
  - A. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$54.82 to Konica Minolta for property taxes on leased copier equipment invoiced after the 2009 purchase order closed. (Fund: Sheriff, Enforcement, Operating, Rental)
  - B. Take all appropriate action on Interlocal Agreement between Fort Bend County and City of Houston to work with the City on the Automobile Burglary Theft Prevention Authority Fund Grant Program, for which the City will reimburse fifty percent (50%) of the County Investigator expenses effective September 1, 2010 through August 31, 2011.
25. Approve Bills.
26. Meet in Closed Session to deliberate the following matters as authorized by the Texas Government Code:
  - A. § 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: Mobility Bond Project #725, Precincts 3 and 4.
  - B. § 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 Risk Management.
27. Reconvene Open Session and consider taking action on the following matters:
  - A. § 551.072. Deliberation Regarding Real Property.
    1. Acquisition of property, Harlem Road: Mobility Bond Project #725, Precincts 3 and 4.
  - B. § 551.074. Personnel Matters.
    1. Annual Evaluation - Director of Risk Management.
28. Adjournment.

In the event any of the foregoing items are not covered in the time allocated on the date of this agenda, the County may order a continuance for the next day until the discussion is completed on all items.



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Robert E. Hebert, County Judge

Notice of meeting/agenda was filed with the County Clerk at 2:02 p.m., by J.H., and posted at the Fort Bend County Courthouse Complex in Richmond, Texas, on Friday, July 30, 2010, by Donna Ospina. An electronic version of this notice is also posted on the Fort Bend County website: [www.co.fort-bend.tx.us](http://www.co.fort-bend.tx.us) under Commissioners Court.

**NOTICE**

**Policy of Non-Discrimination on the Basis of Disability**

Fort Bend County does not discriminate on the basis of disability in the admission or access to, or treatment or employment in, its programs or activities. The County's ADA Coordinator is the Director of Facilities Management & Planning, located at 1517 Eugene Heimann Circle, Suite 500, in Richmond, Texas, 77469, telephone 281-633-7045. The Director of Facilities Management & Planning is designated to coordinate compliance with the non-discrimination requirements in Section 35.107 of the Department of Justice regulations. Information concerning the provisions of the Americans with Disabilities Act, and the rights provided thereunder, are available from the ADA coordinator.

**NOTICE**

The County Commissioners Court of Fort Bend County reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development).