

*August 24, 2010*

**NOTICE OF MEETING  
FORT BEND COUNTY COMMISSIONERS COURT  
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS  
TUESDAY, AUGUST 24, 2010  
1:00 O'CLOCK P.M.**

**AGENDA**

1. Call to Order.
2. Invocation and Pledge of Allegiance by Commissioner Meyers.
3. Approve minutes of regular meeting held on August 10, 2010.
4. Public Comments regarding the Agenda and Announcements.
5. PUBLIC HEARINGS: 1:00 p.m.: Conduct Public Hearings and take all appropriate action on the following matters:
  - A. Acceptance of the Traffic Control Plan for Cinco Ranch Southwest, Section 32, and Cinco Terrace Drive and Fiona Sky Lane Extension and Reserves, Precinct 3.
  - B. Acceptance of the Traffic Control Plan for Silver Ranch, Section 2, Precinct 3.

**CONSENT AGENDA ITEMS**

6. **OUT OF STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
  - A. **Sheriff's Office : Ratify travel by Brian Schmitt and Brandan Marcus to Tampa, Florida, August 18-19, 2010, for extradition of prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)**
  - B. **Sheriff's Office : Ratify travel by John Orlop to Barlesville, Oklahoma, August 19-20, 2010, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)**
  - C. **Sheriff's Office : Aramis Gonzalez and John Orlop to Los Angeles, California, August 25-26, 2010, to extradite a prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)**
  - D. **Sheriff's Office/Courthouse Security : Rodney Rodriguez to Orangeburg, New York, October 27-31, 2010 to attend training. (Fund: Courthouse Security, Travel)**

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**7. COUNTY JUDGE:**

- A. **Approve reappointment of Commissioner Grady Prestage and County Engineer Jesse Hegemier as representatives for Fort Bend County on the City of Houston Planning Commission for a term effective October 1, 2010 through September 30, 2012.**
- B. **Approve Amendment Number 1 to the Agreement between Fort Bend County and Texas Historical Commission to accept supplemental state funding in the amount of \$37,947 for the Fort Bend County Courthouse Restoration Project for a total project amount of \$406,571. (State \$308,994; County Match \$97,577; Fund: Courthouse Preservation Grant)**
- C. **Accept FY 2011 funds from Texas Commission on Environmental Quality (TCEQ) in the amount of \$1,385,045 for the Drive a Clean Machine (DACM) program, (formerly Low Income Replacement/Repair Assistance Program-LIRAP) and authorize payment to Houston-Galveston Area Council on receipt of the funds for management of the County program.**

**8. COMMISSIONER, PCT. 1:**

- A. **Approve Project Agreement between Fort Bend County and City of Needville to provide assistance with reconstruction of a portion of Kostelnik Road, located within City limits, County expenditure not to exceed \$4,200. (Fund: Road & Bridge)**
- B. **Accept Dedication Deed for portions of 4th Street, 5th Street, and two twenty-foot alleys in the Edgewood Addition areas from the Estate of Jacob W. Blasdel, Deceased, and record same into Fort Bend County Property Records; Pct. 1.**

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

- A. **Auditor : Approve transfer in the amount of \$2,871,019 as detailed on Auditor's form dated August 17, 2010, to reallocate surplus employee benefit funds into Contingency accounts.**
- B. **Constable, Pct. 1 : Approve transfer in the amount of \$300 from Capital Acquisitions into Property and Equipment to allocate funds into correct line item for repairs to hand-held radio.**
- C. **County Attorney : Approve transfer in the amount of \$275 from Fees into Information Technology to allocate funds for replacement of printer.**
- D. **County Judge : Approve transfer in the amount of \$2,204 from Travel into Information Technology to allocate funds for purchase of two replacement computers and to fund negative balance created by FY 2009 invoice posted in July 2010.**

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- E. **Courthouse Security** : Approve transfer in the amount of \$200 from Travel into Information Technology to allocate funds for purchase of two printers for use by Bailiffs.
- F. **District Clerk:** Approve transfer in the amount of \$300 from Operating Supplies into Information Technology to allocate funds for purchase silent keyboards for courtrooms.
- G. **District Court 434th:** Approve transfer in the amount of \$1,200 from Property and Equipment into Temporary/Part-Time to allocate funds for temporary assistance during leave or training of Court Coordinator.
- H. **Elections Administration** : Approve transfer in the amount of \$5,900 from Operating Supplies and Rental into Information Technology to allocate funds for purchase of computer related equipment for Elections Administration asset tracking system.
- I. **Health & Human Services - Emergency Medical Service** : Approve transfer in the amount of \$28,300 as detailed on Director's form dated August 17, 2010 to allocate funds into correct line item for purchase of forklift, air-ride suspension, unit generator and computer batteries.
- J. **Health & Human Services - Environmental Health:** Approve transfer in the amount of \$600 from Property and Equipment into Information Technology to allocate funds for purchase of computer related equipment.
- K. **Health & Human Services - Social Services** : Approve transfer in the amount of \$3,000 from Public Assistance into Information Technology to allocate funds for purchase of computer related software and equipment.
- L. **Indigent Health Care** : Approve transfer in the amount of \$400 from Professional Services into Information Technology to allocate funds for the purchase of computer related software.
- M. **Office of Emergency Management** : Approve transfer in the amount of \$1,483 as detailed on Director's form dated August 16, 2010, to allocate funds into correct line item for purchase of computer related equipment and to fund temporary assistance.
- N. **Road & Bridge** : Approve transfer in the amount of \$27,000 as detailed on Commissioner's form dated August 11, 2010 to allocate funds into correct line item for purchase of scissor lift and to reconcile negative balance.
- O. **Sheriff's Office, Detention, Operating** : Approve transfer in the amount of \$30,000 as detailed on Sheriff's form dated August 19, 2010, to allocate additional funds needed for purchase of groceries.

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10. **CHILD SUPPORT:**

**Approve renewal of the Cooperative Agreement between Fort Bend County and Office of the Attorney General of Texas for the FY 2011 and 2012 State Case Registry and Local Customer Service Contract.**

11. **COUNTY ATTORNEY:**

**Approve and correct the Minutes and Order regarding Agenda Item 34A1, Commissioners Court July 27, 2010, to reflect a name change from Maria Vasquez to Teresa Elizondo.**

12. **ENGINEERING:**

- A. **Approve Special Warranty Deed from Fort Bend County to the City of Missouri City for real properties more particularly described in Exhibit A as authorized by Commissioners Court on February 8, 2005 in the Agreement between the City of Missouri City and Fort Bend County for the 5th Street Widening Project, Pct 2.**
- B. **Approve Quitclaim Deed from Fort Bend County to the City of Missouri City for real properties more particularly described in Exhibits A, B and C, as authorized by Commissioners Court on February 8, 2005 in Agreement between the City of Missouri City and Fort Bend County for the 5th Street Widening Project, Pct. 2.**
- C. **Approve payment of Invoice No. 26366 (Pay Estimate No. 12) in the amount of \$935.76 to Landtech Consultants, Inc. regarding the expansion of Mason Road, Mobility Bond Project #735, Precinct 3. (Fund: 2007 Mobility Bonds)**
- D. **Approve payment of Invoice No. 201007-115 (Pay Estimate No. 3) in the amount of 494,352.81 to Durwood Greene Construction Company regarding Katy-Flewellen Road Improvements, Mobility Bond Project #734, Precinct 3. (Fund: 2007 Mobility Bonds)**
- E. **Approve payment of Invoice No. 304 in the amount of \$5,269.83 to Chiang Patel & Yerby, Inc. regarding the expansion of Katy-Flewellen Road (from Pin Oak to Katy-Gaston), Mobility Bond Project #734, Precinct 3. (Fund: 2007 Mobility Bonds)**
- F. **Approve payment of Invoice No. 10-07-1-631 (Pay Estimate No. 23) in the amount of \$307.20 to Percheron Acquisitions, LLC regarding Mason Road Expansion Project #735, Precinct 3. (Fund: Right of Way)**
- G. **Approve payment of Invoice No. 303 in the amount of \$3,341.94 to Chiang, Patel & Yerby, Inc. regarding the expansion of Katy-Flewellen Road (from Pin Oak to Katy-Gaston), Mobility Bond Project #734, Precinct 3. (Fund: 2007 Mobility Bonds)**

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- H. **Approve payment of Invoice No. WHX17400-03 (Pay Estimate No. 4) in the amount of \$29,290.45 to Jacobs Engineering Group, Inc. regarding FM 1093/Westpark Tollway, Mobility Bond Project #748, Precinct 3. (Fund: 2007 Mobility Bonds)**
- I. **Approve payment of Invoice No. 10-07-2-631 (Pay Estimate No. 22) in the amount of \$941.00 to Percheron Acquisitions, LLC regarding Mason Road Expansion Project #735, Precinct 3. (Fund: Right of Way)**
- J. **Approve payment of Invoice No. 3572 in the amount of \$19,305.00 to Property Acquisition Services, Inc. (PAS) for various right of way acquisition services within Precincts 1, 2, 3, and 4. (Fund: Right of Way)**
- K. **Approve payment of Invoice No. 6348 (Pay Estimate No. 23) in the amount of \$26,726.70 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)**
- L. **Approve payment of Invoice No. 26662 (Pay Estimate No. 13) in the amount of \$19,930.59 to Landtech Consultants, Inc. regarding the expansion of Mason Road, Mobility Bond Project #735, Precinct 3. (Fund: 2007 Mobility Bonds)**
- M. **Approve payment of Invoice No. 5 (Pay Estimate No. 5) in the amount of \$557,326.80 to Allgood Construction Company, Inc. regarding improvements to Katy Gaston Road (from FM 1093 to Cinco Ranch Blvd.) Mobility Bond Project #733, Precinct 3. (Fund: 2007 Mobility Bonds)**
- N. **Approve application from Devon Street Homes to construct two driveway tie-ins onto Roycroft Lane, Precinct 3.**
- O. **Approve application from AT&T to bury and construct a phone cabinet on Foster Creek Drive, Precinct 3.**
- P. **Approve application from AT&T to construct a communication pedestal on Mason Road, Precinct 3.**
- Q. **Approve release of Performance Bond #6606990 in the amount of \$50,000.00 to Kinder Morgan Texas Pipeline, LLC for completion of work on Fairchild Creek Lateral II-B-10g-1, Pleak, Foster School, Merchant Drive, and Oberrender, Permit # 83688, Precinct 1.**
- R. **Approve application from Comcast of Houston, LLC to bury cable along Cinco Ranch Blvd. and Commercial Center Blvd., Precinct 3.**
- S. **Approve application from Comcast of Houston, LLC to bore under Nogales Bend Drive, and bury cable along Sansbury Blvd., Precinct 1.**

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- T. Approve application from Reddico Construction Company, Inc. to bore a 12-inch water line under Old Village Lane, Spanish Grant Drive, Townewest Blvd., and Old Towne Lane, and bury a 12-inch water line along Ditch VII-A-1 and Ditch VII-A-1A, Precinct 3.**
- U. Approve application from Paskey Incorporated to construct a driveway and median cut on Grand Corner Drive, Precinct 3.**
- V. Approve application from Comcast of Houston, LLC to bury cable along Escambia Way Drive and La Hacienda Drive, Precinct 3.**
- W. Approve application from AT&T to bury fiber optic cable along Cottonwood Church Road and Cottonwood School, Precinct 1.**
- X. Approve application from Consolidated Communication to bore under and bury cable along Fulshear-Katy, Precinct 3.**
- Y. Approve the plat for Westpark Meadows, Precinct 3.**
- Z. Approve the plat for CVS Grand Mission Replat No. 1, Precinct 3.**
- AA. Approve plat for Parkway Lakes Shops, Section 1, Precinct 3.**
- BB. Approve plat for the road within Parkway Lakes Shops, Section 1, Precinct 3.**
- CC. Release Bond #153011 in the amount of \$515,850.00 for Riverpark, Section 9. The streets have been annexed by the City of Sugar Land, Precinct 1.**
- DD. Release Bond #B21856877 in the amount of \$393,300.00 for Riverpark, Section 10. The streets have been annexed by the City of Sugar Land, Precinct 1.**
- EE. Release Bond #134030 in the amount of \$278,050.00 for Riverpark, Section 7. The streets have been annexed by the City of Sugar Land, Precinct 1.**
- FF. Release Bond #BE0937759 in the amount of \$586,800.00 for Riverpark, Section 11. The streets have been annexed by the City of Sugar Land, Precinct 1.**
- GG. Release Bond #B21843440 in the amount of \$584,500.00 for Riverpark, Section 12. The streets have been annexed by the City of Sugar Land, Precinct 1.**
- HH. Set public hearing for Riverway Estates, Sec.1, Partial Replat No. 1, Pct. 3.  
(Tuesday, September 28, 2010, at 1:00 p.m.)**

**13. FACILITIES MANAGEMENT & PLANNING:**

- A. **Approve payment of Invoice No. P22378490101 and Invoice No. P22616980101 for an amount totaling \$4,841.43 to Global Gov't/Education Solutions Inc. for furniture, fixture and equipment costs associated with the Missouri City Annex. (Fund: Facility Bond Project)**
- B. **Approve payment of Invoice No. 207004 in the amount of \$7,500.00 to ESP Office Solutions, LLC. for furniture, fixture and equipment costs associated with the Missouri City Annex . (Fund: Facility Bond Project)**
- C. **Approve payment of Invoice No. 7-10135 in the amount of \$952.50 to Brown & Gay Engineers for Professional Services regarding the University Branch Library in Sugar Land . (Fund: Facility Bond Project)**
- D. **Approve payment of Invoice No. 16 in the amount of \$11,147.35 to Bailey Architects for Professional Services regarding the University Branch Library in Sugar Land. (Fund: Facility Bond Project)**
- E. **Approve payment of Invoice No. 0549354-IN, No. 0551907-IN, and No. 0551911-IN for an amount totaling \$10,399.00 to Headwaters Construction Materials for materials pertaining to the Cadet Track on the Archeological Reserve, as approved by the Texas Historical Commission. (Fund: Facility Bond Project)**
- F. **Approve payment of Invoice No. TMG-548 in the amount of \$4,950.53 to The Maddox Group, Inc. for Professional Services regarding the Sienna Branch Library. (Fund: Facility Bond Project)**
- G. **Approve payment of Pay Application No. Three (3) in the amount of \$149,497.29 to Crain Group, L.L.C., for Construction Services regarding expansion of the Office of Emergency Management. (Fund: Capital Improvement Project)**
- H. **Approve payment of Pay Application No. 14 in the amount of \$2,681,789.00 to JE Dunn South Central, Inc., for Construction Services regarding the Justice Center. (Fund: Facility Bond Project)**
- I. **Approve payment of Pay Applications No. 09-00400006 and No. 09-00400007 for an amount totaling \$306,051.80 to Bass Construction for Construction Services regarding the EMS Medic One facility. (Fund: Facility Bond Project)**
- J. **Approve payment of Pay Application No. 1 in the amount of \$157,465.74 to Turner Construction For Construction Services regarding renovation to the Sheriff's Office Communications Center. (Fund: Capital Improvement Project)**

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14. **FORT BEND COUNTY 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 on August 18, 2010, and recommends that Commissioners Court approve negotiations with Brown & Gay Engineers, Inc. regarding a contract for Program Manager for development of the Grand Parkway, Segment D.
15. **FORT BEND COUNTY TOLL ROAD AUTHORITY:** The Board of Directors of the Fort Bend County Toll Road Authority (the Authority) reviewed this item at their regular meeting held on August 18, 2010, and requests that Commissioners Court authorize the acquisition of Parcel No. 35 by the Authority from multiple property owners; purchase price totaling \$21,248.57 regarding Fort Bend Parkway, Project B.
16. **HEALTH & HUMAN SERVICES:**
  - A. Approve Amendment to Agreement between Fort Bend County and Texas Department of State Health Services, Program Attachment #001A to Grant Award Contract #2009-031827, the content of which is covered under Texas Government Code § 418.183(f).
  - B. Approve Amendment No. 001B to the Agreement between Fort Bend County and Texas Department of State Health Services, Program Attachment #001A to Grant Award Contract #2010-033332, the content of which is covered under Texas Government Code § 418.183(f).
  - C. Approve and sign Memorandum of Understanding between Fort Bend County and City of Beasley, the content of which is covered under Texas Government Code §418.183(f).
  - D. Clinical Health : Approve Contract Number 2011-035287 between Fort Bend County and Texas Department of State Health Services to accept grant funds in the amount of \$155,593 for the Tuberculosis Prevention and Control Program for use from September 1, 2010 through August 31, 2011, with no cash match required by the County.
  - E. Social Services : Ratify acceptance of additional funding in the amount of \$11,820 from the National Board of the Emergency Food and Shelter National Board Program (EFSP) under the EFSP 28 Texas State Set-Aside award; designated Food \$1,000; Rent/Mortgage \$7,000; Utilities \$3,820; with no cash match by Fort Bend County .
17. **LIBRARY:**

Approve revised Bookfair Agreement between Fort Bend County and Barnes and Noble to include the sale of Nooks.



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**18. MENTAL HEALTH PUBLIC DEFENDER:**

**Ratify acceptance of Grant Award in the amount of \$406,853 from the Texas Task Force on Indigent Defense for the Fort Bend County Mental Health Defender Program for the period of October 1, 2010 through September 30, 2011, with a cash match of \$203,427 by Fort Bend County.**

**19. PURCHASING:**

- A. Authorize advertising for bids for Opening Day Collections for University Branch Library.**
- B. Approve renewal of Interlocal Agreement between Fort Bend County and Montgomery County for the purchase of goods and services.**
- C. Authorize renewal of Bid #10-009; term contract for fire alarm maintenance for the Juvenile Facility.**

**20. SHERIFF'S OFFICE:**

- A. Accept additional grant funding in the amount of \$25,113.36 from the Organized Drug Enforcement Task Force (OCDETF) Strike Force/Strategic Initiative Program to be administrated by the Sheriff's Office, with no cash match required by the County.**
- B. Approve the Final Grant Adjustment Notice for the 2007 Buffer Zone Protection Program (BZPP) from the Texas Division of Emergency Management, to close out the award and de-obligate the County in the amount of \$1,984.28; authorize County Judge to sign the Final Grant Adjustment Notice.**

**21. TAX ASSESSOR/COLLECTOR:**

- A. Record into Minutes the Summary Monthly Report of Property Taxes collected in July, 2010 as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.**
  - B. Record into Minutes Submission of 2010 Tax Year Appraisal Roll and New Property Value for the Fort Bend County General Fund.**
  - C. Record into Minutes Certification of 2010 Tax Year Anticipated Collection Rate for Fort Bend County General Fund.**
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22. COMMISSIONER, PCT. 1:

Take all appropriate action on Resolution And Order To Accept Offer To Purchase Tax Re-Sale Of Property.

23. BUDGET & FINANCE:

- A. Take all appropriate action to propose the FY 2011 Salaries for Fort Bend County Elected Officials.
- B. Take all appropriate action on Proposed FY 2011 Positions for Fort Bend County.
- C. Take all appropriate action to propose the 2010 Tax Rate for Fort Bend County and take a record vote:
  - Proposed General Fund Tax Rate \$0.38100
  - Proposed Road & Bridge Fund Tax Rate \$0.02770
  - Proposed Interest & Sinking Fund Tax Rate \$0.07146
  - Total Proposed Tax Rate: \$0.48016.
- D. Take all appropriate action to set a Public Hearing on the FY 2011 Proposed Budget for Fort Bend County to be conducted in the Commissioners Courtroom, 7th Floor Wm. B. Travis Building, Richmond, Texas, on Monday, September 20, 2010, at 5:30 p.m. and Tuesday, September 21, 2010, at 1:00 p.m.

24. COMMUNITY DEVELOPMENT:

- A. Take all appropriate action to terminate Agreement between Fort Bend County and City of Rosenberg for the Neighborhood Stabilization Program at the City's request, due to a lack of qualified properties.
- B. Take all appropriate action to terminate Agreement between Fort Bend County and East Fort Bend Human Needs Ministry, Inc., at the agency's request, due to the East Fort Bend Human Needs Ministry, Inc. not having enough staff to administer the program.
- C. Take all appropriate action on Agreement between Fort Bend County and Fort Bend Community Revitalization Projects (CORPS) in the amount of \$300,000 to demolish blighted structures and redevelop demolished or vacant properties, part of the Substantial Amendment approved by Commissioners Court on November 25, 2008, and authorize County Judge to sign all documents pertaining to the Agreement. (Fund: Neighborhood Stabilization Program)

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25. CONSTABLE, PCT. 1:

Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$188.45 to Harris County Treasurer for repairs to hand held radio performed without a purchase order. (Fund: Constable, Precinct 1, Property and Equipment)

26. COUNTY CLERK:

Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$230.00 to Southwest Business Machine for typewriter repair without a purchase order. (Fund: County Clerk, Fees)

27. ELECTIONS ADMINISTRATION:

Take all appropriate action on the appointment of Election Judges and Alternate Judges for a two-year term ending August 31, 2012, as submitted by the chairmen of the Republican and Democratic Parties.

28. ENGINEERING:

- A. Take all appropriate action on 2010 Grant Program Application and Grant Agreement between Fort Bend County and Sam Houston Resource Conversation and Development Area, Inc. to receive funding for tire disposal; authorize County Judge to sign all documents pertaining to application, with no cash match required by Fort Bend County.
- B. Take all appropriate action on Memorandum of Agreement between Fort Bend County and Houston-Galveston Area Council for Sustainable Communities Regional Planning Grant Program, with in-kind services provided by Fort Bend County and authorize the County Judge to sign all documents pertaining to the Memorandum of Agreement.
- C. Take all appropriate action on the First Amendment to the Professional Engineering Services Agreement between Fort Bend County and AIA Engineers, Ltd. for improvements to the Old Richmond Road Bridge at Red Gully, increasing the amount by \$33,181 for a total project amount not to exceed \$113,786; Mobility Bond Project #100, Precinct 4. (Fund: 2000 Mobility Bonds)
- D. Take all appropriate action on First Amendment to the Professional Engineering Services Agreement between Fort Bend County and LJA Engineering & Surveying, Inc. in the amount of \$167,856 for additional services regarding the South Post Oak Extension, to connect State Highway 6 to McKeever Road; total contract amount for construction phase not to exceed \$551,044.82; Mobility Bond Project #763. (Fund: 2007 Mobility Bonds)

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- E. Take all appropriate action on request by Delores Bienek McCauley for a variance to the Fort Bend County Regulations of Subdivision as given in Section 2.2 B, to allow 2.8945 acres to be divided from the parent 55.1822 acre tract located in the Robert Hodge League, Abstract 33, recorded in official Fort Bend County Deed Records, Instrument #2010024735, Fort Bend County, Texas, Precinct 1.
  - F. Take all appropriate action on request by Frank W. Bienek, Jr. for a variance to the Fort Bend County Regulations of Subdivision as given in Section 2.2 B to allow 1.00 (+ or -) acre to be divided from the parent 58.1822 acre tract located in the Robert Hodge League, Abstract 33, Tract 1, recorded in official Fort Bend County Deed Records, Instrument No. 2004005498, Fort Bend County, Texas, Precinct 1.
29. FACILITIES MANAGEMENT & PLANNING:
- A. Take all appropriate action on Special Warranty Deed between Fort Bend County and Trendmaker Homes, Inc. pertaining to the conveyance of property on Grand Corner Drive, Katy, Texas, regarding the North Fort Bend County Annex.
  - B. Take all appropriate action on Change Order No. 4 to the Agreement between Fort Bend County and Turner Construction Company to include payment and performance bond language pertaining to renovations of the Communications Center, at no additional cost to Fort Bend County.
  - C. Take all appropriate action on First Amendment to the Agreement between Fort Bend County and Alternative Power Solutions (APS) in the amount of \$112,000 to include additional County locations for solar powered lighting installation services and equipment, for a total project amount not to exceed \$279,268. (Fund: Energy Efficiency and Conservation Block Grant)
30. FORT BEND TOLL ROAD AUTHORITY: The Board of Directors of the Fort Bend County Toll Road Authority request that Commissioners Court approve the engagement of an auditor for preparation of audited financial statements of revenues and expenses for the fiscal year ended September 30, 2009, and for all subsequent years, in a form that is appropriate for use in connection with the sale of future Toll Road Revenue Bonds.
31. HUMAN RESOURCES:
- Take all appropriate action on the 2011 schedule of Fort Bend County Holidays as submitted by the Director of Human Resources.
32. PARKS DEPARTMENT:
- Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$494.25 to Harris County Toll Road Authority for toll road transactions in 2009, not invoiced until 2010. (Fund: Parks Department, Fees)

33. PUBLIC TRANSPORTATION:

- A. Take all appropriate action on the Project Grant Agreement between Fort Bend County and the Texas Department of Transportation for Section 5311, 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 to ratify the submission of Grant Amendment 01 to the Federal Transit Administration for Project #TX-04-0041, (Fort Bend Park & Ride), adding Congressional Earmark E2008-BUSP-0923, with a Federal amount of \$294,000 and local match of \$73,500. (Fund: Public Transportation, Grant Allocation)
- C. Take all appropriate action on the Memorandum of Understanding on Metropolitan Transportation Planning Responsibilities between Houston-Galveston Transportation (H-GAC) and Providers of Public Transit Services in Harris, Brazoria, Chambers, Fort Bend, Galveston, Liberty, Montgomery, and Waller Counties.

34. PURCHASING:

- A. Take all appropriate action to authorize the purchase of material for additional square feet of hike and bike trail pursuant to Bid #10-047, for an amount not to exceed \$233,600. (Fund: Parks & Trail Grant)
- B. Take all appropriate action on Agreement between Fort Bend County and Homeland Preparedness Project pursuant to SOQ #07-038 for an amount not to exceed \$79,000. (Fund: Health & Human Services Grant)
- C. Take all appropriate action on request by Century Asphalt to decrease prices pursuant to Bid #10-058 for road materials.
- D. Take all appropriate action on Bid #10-115 Carpet Replacement at George Memorial Library.
- E. Take all appropriate action on RFP #10-085 for Security Services at various County facilities.
- F. Take all appropriate action to add the Justice Center Parking Garage for sprinkler inspections to Bid 10-028 Fire Alarm, Sprinkler, Anti-Backflow, Ansul Systems Maintenance Service and Fire/Security Monitoring, for an amount not to exceed \$225 annually. (Fund: Facilities Management & Planning)
- G. Take all appropriate action to authorize the purchase of one 2011 Ford F450 Cab/Chassis from Philpott Motors utilizing Buyboard Contract #281-07. (Fund: Office of Emergency Management Grant)

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- H. 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: Maintenance Agreement with Votec Corporation in an amount not to exceed \$54,377.60. (Fund: Elections Grants)
  - I. Take all appropriate action on request for Auction Refund in the amount of \$2,000 to Mr. Paul Diethius. (Fund: Forfeited Assets, State)
  - J. Take all appropriate action to authorize the purchase of four 24 to 26-foot buses for the Public Transportation Department, pursuant to Bid #10-032 for Buses, at a cost of \$75,134 each. (Fund: Public Transportation Grant)
35. ROAD & BRIDGE:
- A. Take all appropriate action on Primary Interlocal Agreement between Fort Bend County and Fort Bend County Levee Improvement District No. 6.
  - B. Take all appropriate action on the Interlocal Project Agreement between Fort Bend County and Fort Bend County Levee Improvement District No. 6 for storm sewer improvement to Ransom Road/Williams Way Boulevard.
36. SHERIFF'S OFFICE:
- Take all appropriate action on request to transfer the amount of \$413,872 from Non-Departmental Contingency into Sheriff, Detention, Operating, Fees and Professional Services to allocate additional funds needed for maintenance agreement with Carter Goble Lee and medical agreement with Correctional Healthcare Management (CHM).
37. TREASURER:
- Take all appropriate action on request to transfer the amount of \$11,000 from Non-Departmental Contingency into EMS Collections, Fees, to allocate additional funds for payment due regarding payment of delinquent account collection fees.
38. Approve Bills.
39. Ratify the release of time-sensitive bills by Auditor on August 19, 2010.
40. Authorize County Auditor to pay and release time sensitive bills on September 2, 2010, to be ratified by Commissioners Court on September 7, 2010.

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41. 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. Request for easement - Courts Facility/40 Acre Tract.
    2. Cause No. 09-CCV-041023; The State of Texas and Fort Bend County, Texas vs. Houstonian Golf, Ltd., a Texas Limited Partnership, et al.; In the County Court at Law Number Three (3) of Fort Bend County, Texas.
    3. Agreement between Fort Bend County and Iron Mountain.
    4. Damage to roadway at Vermont Street and Sycamore Street.
  - 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. Request for easement - Courts Facility/40 Acre Tract.
    2. Acquisition of Property: FM 359; Mobility Bond Project #49, Precincts 3 and 4.
  - 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 Finance and Investments.
42. Reconvene Open Session and consider taking action on the following matters:
  - A. § 551.071. Consultation With Attorney.
    1. Request for easement - Courts Facility/40 Acre Tract.
    2. Cause No. 09-CCV-041023; The State of Texas and Fort Bend County, Texas vs. Houstonian Golf, Ltd., a Texas Limited Partnership, et al.; In the County Court at Law Number Three (3) of Fort Bend County, Texas.

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3. Agreement between Fort Bend County and Iron Mountain.
4. Damage to roadway at Vermont Street and Sycamore Street.
- B. § 551.072. Deliberation Regarding Real Property.
  1. Request for easement - Courts Facility/40 Acre Tract.
  2. Acquisition of Property: FM 359; Mobility Bond Project #49, Precincts 3 and 4.
- C. § 551.074. Personnel Matters.
  1. Annual Evaluation - Director of Finance and Investments.
43. 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.

  
Robert E. Hebert, County Judge

Notice of meeting/agenda was filed with the County Clerk at 2:31 p.m., by AT and posted at the Fort Bend County Courthouse Complex in Richmond, Texas, on Friday, August 20, 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).

FILED FOR RECORD  
NO. \_\_\_\_\_ TIME 2:31 PM A.M.

AUG 20 2010

  
Donna Nelson  
County Clerk Fort Bend Co. Tex.