

MINUTES

BE IT REMEMBERED, That on this 7th DAY of SEPTEMBER, 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 August 24, 2010.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve minutes of regular meeting held on August 24, 2010.

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

4. Public Comments regarding the Agenda and Announcements.

No public comments.

There will be a special meeting Tuesday, September 21 for budget hearing.

- 5. **PUBLIC HEARINGS: 1:00 p.m.: Conduct Public Hearings and take all appropriate action on the following matters:**
 - A. **Acceptance of traffic control plan for Falcon Park Drive Street Dedication, Precinct 3.**
 - B. **Acceptance of the traffic control plan for Winfield Lakes, Section 10, Precinct 2.**
 - C. **Acceptance of the traffic control plan for Teal Run, Section 18, Precinct 1.**
 - D. **Acceptance of the revised traffic control plan for Sienna Steep Bank Village, Section 1 at the intersection fo Steep Bank Trace at North Fitzgerald Way to add a multi-way stop, Precinct 1.**

Public hearing held. No public comments.

Moved by Commissioner Prestage Seconded by Commissioner Meyers

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

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

- E. **Replat No. 1 of Lakemont Commercial Reserve, Precinct 3.**

No action.

CONSENT AGENDA ITEMS 6 - 16

- 6. **OUT-OF-STATE TRAVEL:**
 - A. **Record into Minutes the out-of-state travel by elected official:**
 - County Clerk: Ratify change in travel date for Dianne Wilson to San Francisco, California from August 21-24, 2010, to attend the 25th Annual Association for Title Information Management Conference, at no additional cost to the County. (Fund: County Clerk, Travel)**
 - B. **Approve out-of-state travel requests for County personnel:**
 - 1. **Agri-Life Extension Office: Shelley Pappas to Phoenix, Arizona, October 24-30, 2010, to attend the 2010 National Association of Extension 4-H Agents (NAE4-HA) Conference. (Fund: Extension Office, Travel)**
 - 2. **Purchasing: Debbie Kaminski to Boston, Massachusetts, September 19-24, 2010, to attend Federal Transportation Administration course, Procurement Series II. (Fund: Public Transportation Grant)**

Item 6B continued - Approve out of state travel requests for County personnel:

3. **Purchasing:** Debbie Kaminski to Louisville, Kentucky, October 21-23, 2010, to attend 2010 National Institute of Governmental Purchasing Fall Board meeting. (Fund: Purchasing, Travel)

7. **COMMISSIONER, PCT. 1:**
 - A. **Approve Project Agreement between Fort Bend County and Village of Fairchilds to provide assistance with reconstruction of Galler Road within the Village of Fairchilds, County expenditure not to exceed \$63,245.87. (Fund: Road & Bridge, Multi)**

 - B. **Approve Project Agreement between Fort Bend County and Village of Fairchilds to provide assistance with excavating ditches and reset/replace culverts on Galler Road, located within the Village of Fairchilds. County expenditures not to exceed \$2,250. (Fund: Road & Bridge, Multi)**

8. **COMMISSIONER, PCT. 2:**

Approve Project Agreement between Fort Bend County and City of Missouri City to provide assistance with repairs to the Parking Lot at Quail Valley Golf Course, within the City of Missouri City, County expenditure not to exceed \$12,500. (Fund: Road & Bridge, Multi)

9. **BUDGET & FINANCE:**
 - A. **Approve the Quarterly County Investment Report for the Third Quarter of Fiscal Year 2010 in accordance with Texas Government Code §2256.023.**

 - B. **BUDGET TRANSFERS:**
 1. **Auditor:** Approve transfer in the amount of \$5,526,302 as detailed on Auditor's form dated August 27, 2010 to amend the budget pursuant to Local Government Code Section 111.0706 and allocate revenue received for various right of way projects.

 2. **Constable, Pct. 2:** Approve transfer in the amount of \$334 from Information Technology into Travel to allocate funds for shortage in line item.

 3. **County Judge:** Approve transfer in the amount of \$800 from Non-Departmental Travel into Commissioner, Precinct 2, Travel to allocate funds for reimbursement regarding attendance at National Association of Counties Board of Directors meeting December 3-6, 2009 as a representative of the County.

 4. **Facilities Management & Planning:** Approve transfer in the amount of \$50,000 as detailed on Auditor's form dated August 26, 2010, to reallocate capital improvement project funds from the Precinct 2 Expansion Project into the Justice of the Peace Precinct 2 Expansion Project.

Item 9B continued - Budget Transfers:

5. **Facilities Management & Planning:** Approve transfer in the amount of \$21,494 from Custodial, Repairs and Maintenance into Capital Acquisitions to reallocate funds into correct line item for purchase of equipment.
6. **Information Technology:** Approve transfer in the amount of \$20,000 from Fees into Information Technology to allocate funds into correct line item for purchase of software.
7. **Juvenile Detention & Probation:** Approve transfer in the amount of \$2,934 as detailed on Auditor's form dated September 1, 2010, to amend the budget pursuant to Local Government Code Section 111.0706 and allocate funds received from Fort Bend Partnership for Youth into the Kids & Canine Program.
8. **Purchasing:** Approve transfer in the amount of \$500 as detailed on Auditor's form dated August 27, 2010 to amend the budget pursuant to Local Government Code Section 111.0706 and allocate funds received from scholarship award.
9. **Purchasing:** Approve transfer in the amount of \$1,547 from Travel into Information Technology to allocate funds for purchase of replacement computer and software licenses.

10. ENGINEERING:

- A. Approve request for Fort Bend County to sponsor a Texas Department of Transportation Project on behalf of Newland Communities to expedite construction of a tie-in paving connection at proposed Cinco Ranch Boulevard to FM 1463, at no cost to the County, Precinct 3.
- B. Approve payment of Invoice No. 28 (Pay Estimate No. 28) in the amount of \$5,668.26 to Cobb-Fendley & Associates, Inc. regarding Greenbusch Road, Mobility Bond Project #732, Precinct 3. (Fund: 2007 Mobility Bonds)
- C. Approve payment of Invoice No. 10-08-1-631 (Pay Estimate No. 24) in the amount of \$257.85 to Percheron Acquisitions, LLC regarding Mason Road Expansion Project #735, Precinct 3. (Fund: Right of Way)
- D. Approve payment of Invoice No. WHX17400-05 (Pay Estimate No. 14) in the amount of \$14,057.31 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)
- E. Approve payment of Invoice No. 810081 (Pay Estimate No. 30) in the amount of \$4,414.00 to Klotz Associates for actual labor rates regarding Fort Bend County Mobility Projects within Precincts 1, 2, 3, and 4. (Fund: 2007 Mobility Bonds)

Item 10 continued - Engineering:

- F. **Approve payment of Invoice No. 34 (Pay Estimate No. 34) in the amount of \$85,813.40 to Schaumburg & Polk, Inc. regarding Management and Administrative Support Services for the 2007 Mobility Bond Project Program, Precincts 1, 2, 3, and 4. (Fund: 2007 Mobility Bonds)**
- G. **Accept the streets in Southbelt Industrial Park, Section 3: West Drive 1,937.76 LF; and South Drive 1,829.72 LF for a total of 3,767.48 LF; and release bond #561230S in the amount of \$131,180.00, Precinct 1.**
- H. **Set public hearing for acceptance of the traffic control plan for Southbelt Industrial Park, Section 3, Precinct 1. (Tuesday, October 5, 2010, at 1:00 p.m.)**
- I. **Set public hearing for acceptance of the traffic control plan for West Tavener Road, from Gin Road to Pink Taylor Run, and Gin Road, from Spur 541 to West Tavener Road, Precinct 1. (Tuesday, October 5, 2010, at 1:00 p.m.)**
- J. **Set public hearing for acceptance of the traffic control plans for Barek Road, from Wolfgang Road to Fort Bend/Brazoria County line, Precinct 1. (Tuesday, October 5, 2010 at 1:00 p.m.)**
- K. **Set public hearing for acceptance of the traffic control plans for Wolfgang Road, from Barek Road to FM 1994 (Vrilla Road), Precinct 1. (Tuesday, October 5, 2010, at 1:00 p.m.)**
- L. **Set Public Hearing for replat of Firethorne Section 9 and Firethorne Section 20; Partial Replat No. 1, Precinct 3. (Tuesday, October 12, 2010, at 1:00 p.m.)**
- M. **Set public hearing on replat of Shops at Grand Parkway, Partial Replat No. 2, Precinct 3. (Tuesday, October 12, 2010, at 1:00 p.m.)**
- N. **Approve the plat for Food Mart at Mission Glen Subdivision, Precinct 3.**
- O. **Approve application from UPI Builders, LLC to construct two driveway tie-ins onto West Bellfort Drive, Precinct 3.**
- P. **Approve application from AT&T to place aerial and bury fiber optic cable along Cottowood School and Cottonwood Church Road, Precinct 1.**
- Q. **Approve application from Verizon Communications to bury cable along Summer Park Drive, Precinct 2.**
- R. **Approve application from Hurtado Construction Company to bore under and bury a 24-inch water line along West Oaks Village Drive and Bellaire Blvd., Precinct 3.**

Item 10 continued - Engineering:

- S. **Approve application from Comcast of Houston, LLC to bore under and bury cable along Harlem and along Plantation Drive, Precinct 3.**
 - T. **Approve application from Linco Construction, Inc. to construct a left turn lane and a median cut on Mason Road, Precinct 3.**
 - U. **Approve application from AT&T to bury fiber optic cable along Tara Blvd., Shenandoah Drive and Deer Hollow Drive, Precinct 1.**
- 11. FACILITIES MANAGEMENT & PLANNING: The Director of Facilities Management & Planning submits these invoices for approval and payment for projects that have been budgeted and funded by Facility Bonds and/or Capital Projects:**
- A. **Invoice No. 157500 in the amount of \$7,212.00 to Gowan, Inc. for testing and balancing services regarding renovations to the George Memorial Library;**
 - B. **Invoice No. 22970 in the amount of \$28,500.00 to The Mathis Group (TMG+), for professional services regarding the Justice Center;**
 - C. **Invoice No. 730702 in the amount of \$707.00 to Aves Audio Visual Educational Systems for audio/visual expenses associated with the Missouri City Annex;**
 - D. **Invoice No. XDWC6TX75 and Invoice No. XDW3WP5N8 for an amount totaling \$4,788.56 to Dell for furniture, fixture, and equipment costs associated with the Missouri City Annex;**
 - E. **Invoice No. 41051 and Invoice No. 41059 for an amount totaling \$8,951.63 to Lindig Construction & Trucking, Inc. for materials regarding the Cadet Track on the Archeological Reserve, as approved by the Texas Historical Commission;**
 - F. **Invoice No. 67931 in the amount of \$2,660.97 to Lowe's Commercial Services for furniture, fixture, and equipment costs associated with the EMS Medic One facility;**
 - G. **Invoice No. 0006720-001 in the amount of \$939.00 to 2M Business Products for furniture, fixture, and equipment costs associated with the EMS Medic One facility;**
 - H. **Invoice No. 33486271 in the amount of \$1,311.00 to Uline Shipping Supply Specialties for furniture, fixture, and equipment costs associated with the EMS Medic One facility;**
 - I. **Payment of Water and Wastewater Impact Fees in the amount of \$44,309.65 to the City of Rosenberg for expenses regarding the EMS Medic One facility;**

Item 11 continued - Facilities Management and Planning:

- J. **Invoice No. 10-0251 in the amount of \$1,150.00 to Accessible Design Solutions for plan review fees associated with the University Branch Library in Sugar Land.**

12. GRANTS ADMINISTRATION:

Accept funds from the U. S. Department of Justice for the 2010 Edward Byrne Memorial Justice Assistance Grant (JAG) in the amount of \$93,978 with no cash match required by Fort Bend County, and authorize County Judge to sign all documents pertaining to the award.

13. HEALTH & HUMAN SERVICES:

- A. **Ratify acceptance of Agreement between Fort Bend County and Texas Department of State Health Services regarding Grant Award Contract # 2011-036913 to accept funds in the amount of \$328,080 for the Tobacco Community Coalition Program, with an in-kind match by the County in the amount of \$65,616 for the term of September 1, 2010 through August 31, 2011.**
- B. **Approve the Full Release and Agreement for Usage of County Property for use of the Rosenberg Annex parking lot on September 27, 2010, for a mobile clinic for the Spay-Neuter Assistance Program.**

14. PURCHASING:

- A. **Authorize advertising for bids for improvements to Ransom Road (Phase 1) from Pilgrim to Williams Way.**
- B. **Authorize advertising for proposals for Facilities Retrofit Project 1.**

15. TAX ASSESSOR/COLLECTOR:

Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on August 31, 2010, for an amount totaling \$71,625.93.

16. **TREASURER:**

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

Moved by Commissioner Prestage Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 6 - 16.

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

17. **COUNTY JUDGE:**

- A. Take all appropriate action to establish the regular schedule of Fort Bend County Commissioners Court, pursuant to Local Government Code Section 81.0005(a) for Fiscal Year 2011, meeting every Tuesday except the third and fifth Tuesday of each month, at 1:00 p.m. in the Commissioners Courtroom located on the 7th Floor of the Wm. B. Travis Building in Richmond, Texas.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to establish the regular schedule of Fort Bend County Commissioners Court, pursuant to Local Government Code Section 81.0005(a) for Fiscal Year 2011, meeting every Tuesday except the third and fifth Tuesday of each month, at 1:00 p.m. in the Commissioners Courtroom located on the 7th Floor of the Wm. B. Travis Building in Richmond, Texas.

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

Item 17 continued - County Judge:

- B. Take all appropriate action to consider change in the regular meeting schedule for Commissioners Court during the month of December 2010, to meet December 7, December 14, and December 21, 2010.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to consider change in the regular meeting schedule for Commissioners Court during the month of December 2010, to meet December 7, December 14, and December 21, 2010.

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

18. AUDITOR:

- A. Take all appropriate action on Engagement Letter from Sandersen Knox & Co, LLP to perform the audit of the Fort Bend County financial statements for the fiscal year ending September 30, 2010.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Engagement Letter from Sandersen Knox & Co, LLP to perform the audit of the Fort Bend County financial statements for the fiscal year ending September 30, 2010.

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

Item 18 continued - Auditor:

- B. Take all appropriate action on request to transfer the amount of \$3,750 from Non-Departmental Contingency into Auditor, Fees, to allocate funds for payment to the Internal Revenue Services regarding incorrect Taxpayer Identification Numbers for tax year 2008.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$3,750 from Non-Departmental Contingency into Auditor, Fees, to allocate funds for payment to the Internal Revenue Services regarding incorrect Taxpayer Identification Numbers for tax year 2008.

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

- C. Take all appropriate action on revisions to the Fort Bend County Travel Policy, effective September 7, 2010.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve revisions to the Fort Bend County Travel Policy, effective September 7, 2010.

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

Item 18 continued - Auditor:

- D. Take all appropriate action to direct County Auditor on the disposition of County assets from various County department inventory listings that were not located during the 2009/2010 annual inventory, as presented to Commissioner’s Court in a report dated September 7, 2010.**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to direct County Auditor on the disposition of County assets from various County department inventory listings that were not located during the 2009/2010 annual inventory, as presented to Commissioner’s Court in a report dated September 7, 2010 and place in an unlocated asset category.

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

19. COMMUNITY DEVELOPMENT:

- A. Take all appropriate action on Amendment No. 1 to Agreement between Fort Bend County and Texas Department of Rural Affairs, Contract No. DRS010047, to change the amount of the Agreement (approved by Commissioners Court on January 5, 2010) from \$1,054,737 to \$1,054,738. (Fund: Community Development Block Grant Disaster Recovery)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Amendment No. 1 to Agreement between Fort Bend County and Texas Department of Rural Affairs, Contract No. DRS010047, to change the amount of the Agreement (approved by Commissioners Court on January 5, 2010) from \$1,054,737 to \$1,054,738. (Fund: Community Development Block Grant Disaster Recovery)

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

Item 19 continued - Community Development:

- B. Take all appropriate action to rescind Commissioners Court approval of Agenda Item 24A on April 27, 2010, an Agreement between Fort Bend County and Fort Bend Habitat for Humanity, and take all appropriate action on revised Agreement in the amount of \$930,190 between Fort Bend County and Habitat for Humanity, to define Fort Bend Habitat for Humanity as a Developer for the Neighborhood Stabilization Program. (Fund: Neighborhood Stabilization Program)**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to rescind Commissioners Court approval of Agenda Item 24A on April 27, 2010, an Agreement between Fort Bend County and Fort Bend Habitat for Humanity, and take all appropriate action on revised Agreement in the amount of \$930,190 between Fort Bend County and Habitat for Humanity, to define Fort Bend Habitat for Humanity as a Developer for the Neighborhood Stabilization Program. (Fund: Neighborhood Stabilization Program)

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

Item 19 continued - Community Development:

- C. Take all appropriate action on the following agreements between Fort Bend County and U.S. Department of Housing and Urban Development for FY 2010 funding, all of which are part of the FY 2010 to 2015 Consolidated Plan approved by Commissioners Court on July 6, 2010; Community Development Block Grant (CDBG) program in the amount of \$2,135,284; HOME Investment Partnerships (HOME) in the amount of \$556,612; and Emergency Shelter Grant (ESG) in the amount of \$85,096; authorize County Judge to sign all documents pertaining to said Agreements. (Fund: Community Development Block Grant, HOME Investment Partnerships, and Emergency Shelter Grant)**

Moved by Commissioner Patterson Seconded by Commissioner Prestage

Duly put and carried (4-1), it is ordered to approve agreements between Fort Bend County and U.S. Department of Housing and Urban Development for FY 2010 funding, all of which are part of the FY 2010 to 2015 Consolidated Plan approved by Commissioners Court on July 6, 2010; Community Development Block Grant (CDBG) program in the amount of \$2,135,284; HOME Investment Partnerships (HOME) in the amount of \$556,612; and Emergency Shelter Grant (ESG) in the amount of \$85,096; authorize County Judge to sign all documents pertaining to said Agreements. (Fund: Community Development Block Grant, HOME Investment Partnerships, and Emergency Shelter Grant)

Judge Hebert	Yes
Commissioner Morrison	No
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Item 19 continued - Community Development:

- D. Take all appropriate action on Modification of Agreement between Fort Bend County and Texana Center in the amount of \$350,000, and authorize County Judge to sign all documents pertaining to the Agreement to enable Texana's purchase of foreclosed homes as primary residences for Texana Center clients, part of the FY 2008 Substantial Amendment approved by Commissioners Court on November 25, 2009. (Fund: Neighborhood Stabilization Program)**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Modification of Agreement between Fort Bend County and Texana Center in the amount of \$350,000, and authorize County Judge to sign all documents pertaining to the Agreement to enable Texana's purchase of foreclosed homes as primary residences for Texana Center clients, part of the FY 2008 Substantial Amendment approved by Commissioners Court on November 25, 2009. (Fund: Neighborhood Stabilization Program)

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

20. COUNTY ATTORNEY:

- Take appropriate action to authorize reimburse in the amount of \$4.00 to Louis Hearn for the purchase of copies required for a litigation matter without a purchase order. (Fund: County Attorney, Office Supplies)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize reimbursement in the amount of \$4.00 to Louis Hearn for the purchase of copies required for a litigation matter without a purchase order. (Fund: County Attorney, Office Supplies)

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

21. COUNTY CLERK:

Take all appropriate action Amendment No. 3 to the Agreement for participation in Urban Counties TechShare Program Common Integrated Justice System (CIJS) Court Administration System extending the effective date through September 30, 2010. (Fund: Project Rawhide)

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Amendment No. 3 to the Agreement for participation in Urban Counties TechShare Program Common Integrated Justice System (CIJS) Court Administration System extending the effective date through September 30, 2010. (Fund: Project Rawhide)

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

22. ELECTIONS ADMINISTRATION:

A. **Take all appropriate action on Early Voting locations and hours for the November 2, 2010 Election.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Early Voting locations and hours for the November 2, 2010 Election.

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

Item 22 continued - Elections Administration:

B. Take all appropriate action on Election Day polling locations as submitted by Elections Administrator for the November 2, 2010 Election.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Election Day polling locations as submitted by Elections Administrator for the November 2, 2010 Election.

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

C. Take all appropriate action on request by the Fort Bend County Office of Elections Administration to loan unallocated voting equipment to Harris County for use in the November 2010 Election, subject to terms to be approved by the Fort Bend County Attorney and Fort Bend County Purchasing Agent.

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve request by the Fort Bend County Office of Elections Administration to loan unallocated voting equipment to Harris County for use in the November 2010 Election, subject to terms to be approved by the Fort Bend County Attorney and Fort Bend County Purchasing Agent.

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

23. ENGINEERING:

- A. **Take all appropriate action on the First Amendment to the Professional Engineering Services Agreement between Fort Bend County and IDC, Inc., for additional environmental services and preliminary engineering regarding Phase I for the widening of Crabb River Road, increasing funding in the amount of \$93,244 for a total project cost not to exceed \$693,244. (Fund: 2007 Road & Bridge Projects)**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve First Amendment to the Professional Engineering Services Agreement between Fort Bend County and IDC, Inc., for additional environmental services and preliminary engineering regarding Phase I for the widening of Crabb River Road, increasing funding in the amount of \$93,244 for a total project cost not to exceed \$693,244. (Fund: Road & Bridge Projects)

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

- B. **Take all appropriate action on the modified agreement between Fort Bend County and the Texas Department of Transportation for Right-of-Way procurement.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve the modified agreement between Fort Bend County and the Texas Department of Transportation for Right-of-Way procurement.

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

Item 23 continued - Engineering:

- C. Take all appropriate action on Supplemental Agreement No. 2 between Fort Bend County and Burk-Kleinpeter, Inc. to increase the scope of work for Trammel Fresno Road in the amount of \$124,305.50, for a total contract amount not-to-exceed \$1,001,799.70; Mobility Bond Project #746, Precincts 1 and 2. (Fund: 2007 Mobility Bonds)**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Supplemental Agreement No. 2 between Fort Bend County and Burk- Kleinpeter, Inc. to increase the scope of work for Trammel Fresno Road in the amount of \$124,305.50, for a total contract amount not-to-exceed \$1,001,799.70; Mobility Bond Project #746, Precincts 1 and 2. (Fund: 2007 Mobility Bonds)

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

- D. Take all appropriate action on request for variance to the building set back line requirement, (Section 5.12 C of the Fort Bend County Regulations of Subdivisions), for Pine Mill Ranch, Sec. 13, on behalf of Cardiff Ranch L.P., Precinct 3.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve variance to the building set back line requirement, (Section 5.12 C of the Fort Bend County Regulations of Subdivisions), for Pine Mill Ranch, Sec. 13, on behalf of Cardiff Ranch L.P., Precinct 3.

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

Item 23 continued - Engineering:

E. Take all appropriate action on the plat for roads within Pine Mill Ranch, Section 13, Precinct 3.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the plat for roads within Pine Mill Ranch, Section 13, Precinct 3.

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

F. Take all appropriate action on the plat for lots within Pine Mill Ranch, Section 13, Pct. 3.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the plat for lots within Pine Mill Ranch, Section 13, Pct. 3.

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

G. Take all appropriate action on request for variance to the building set back line requirement, (Section 5.12 C of the Fort Bend County Regulations of Subdivisions), for Pine Mill Ranch, Sec. 14, on behalf of Cardiff Ranch L.P. Precinct 3.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve variance to the building set back line requirement, (Section 5.12 C of the Fort Bend County Regulations of Subdivisions), for Pine Mill Ranch, Sec. 14, on behalf of Cardiff Ranch L.P. Precinct 3.

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

Item 23 continued - Engineering:

H. Take all appropriate action on the plat for roads within Pine Mill Ranch, Section 14, Precinct 3.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the plat for roads within Pine Mill Ranch, Section 14, Precinct 3.

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

I. Take all appropriate action on the plat for lots within Pine Mill Ranch, Section 14, Pct. 3.

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve the plat for lots within Pine Mill Ranch, Section 14, Pct. 3.

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

24. FACILITIES MANAGEMENT & PLANNING:

Take all appropriate action on the First Amendment to the Design/Build Agreement between Fort Bend County and SLI Group for the Kids & Canine Kennels in the amount of \$46,534; for a total not to exceed amount of \$50,034. (Fund: Capital Improvement Project)

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve the First Amendment to the Design/Build Agreement between Fort Bend County and SLI Group for the Kids & Canine Kennels in the amount of \$46,534; for a total not to exceed amount of \$50,034. (Fund: Capital Improvement Project)

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

25. HEALTH & HUMAN SERVICES:

Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$35.00 to Ray Glass Company, Inc. for glass replacement received without a purchase order. (Fund: Health & Human Services, 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 \$35.00 to Ray Glass Company, Inc. for glass replacement received without a purchase order. (Fund: Health & Human Services, Fees)

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

26. HUMAN RESOURCES:

- A. **Take all appropriate action to authorize the County Judge to execute Fort Bend County's Texas County & District Retirement System (TCDRS) Plan Authorization for the Plan Year 2010 and consider action on the following items: changes in the plan provisions for non-retirees; Cost of Living Adjustment (COLA) for retirees; and payment of a rate greater than the TCDRS required rate.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize the County Judge to execute Fort Bend County's Texas County & District Retirement System (TCDRS) Plan Authorization for the Plan Year 2011 and take action on the following items: no changes in the plan provisions for non-retirees; no Cost of Living Adjustment (COLA) for retirees; and payment of the TCDRS required rate (10.65%).

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

- B. **Take all appropriate action on request to extend the unpaid involuntary leave of absence for employee of the Sheriff's Office, Position No. 5601-0329, for up to six months, as provided in Section 706.01 of the Employee Information Manual.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to extend the unpaid involuntary leave of absence for employee of the Sheriff's Office, Position No. 5601-0329, for up to six months, as provided in Section 706.01 of the Employee Information Manual.

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

Item 26 continued - Human Resources:

- C. Take all appropriate action on request to reclassify Position No. 5601-0177 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 September 7, 2010.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to reclassify Position No. 5601-0177 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 September 7, 2010.

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

- D. Take all appropriate action on request for a new grant funded position, Director of Behavioral Health Services, Grade 15 of the Professional Management Policy Group for the 328th District Court, effective October 1, 2010. (Fund: FY 2011 Court Team Grant and Justice Assistance Grant)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve a new grant funded position, Director of Behavioral Health Services, Grade 15 of the Professional Management Policy Group for the 328th District Court, effective October 1, 2010. (Fund: FY 2011 Court Team Grant and Justice Assistance Grant)

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

Note: Position ends when this grant ends.

Item 26 continued - Human Resources:

- E. Take all appropriate action on revisions to the Fort Bend County Employee Information Manual, specifically Section 513, Vacation, as submitted by Human Resources.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve revisions to the Fort Bend County Employee Information Manual, specifically Section 513, Vacation, as submitted by Human Resources.

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

27. PARKS & RECREATION:

Take all appropriate action on request to transfer the amount of \$3,750 from Non-Departmental Contingency into Parks, Summer Food Program, to allocate additional funds for costs not covered by the program.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$3,750 from Non-Departmental Contingency into Parks, Summer Food Program, to allocate additional funds for costs not covered by the program.

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

28. PUBLIC TRANSPORTATION:

Take all appropriate action to accept and authorize County Judge to sign Amendment No. 1 to the Project Grant Agreement No. RPT 1007(12) 33 between Fort Bend County and Texas Department of Transportation State Project No. 51012F7206, to add remaining FY10 Section 5311 Federal Formula Allocation and FY10 Federal Discretionary funds in the amount of \$549,279 with a county match of \$162,017. (Fund: Public Transportation, Grant Allocation)

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to accept and authorize County Judge to sign Amendment No. 1 to the Project Grant Agreement No. RPT 1007(12) 33 between Fort Bend County and Texas Department of Transportation State Project No. 51012F7206, to add remaining FY10 Section 5311 Federal Formula Allocation and FY10 Federal Discretionary funds in the amount of \$549,279 with a county match of \$162,017. (Fund: Public Transportation, Grant Allocation)

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

29. PURCHASING:

A. Take all appropriate action on RFP #11-012 for pauper burials, transports and related services.

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize contract negotiations with Karnes Funeral Home and Hernandez Funeral Home for RFP #11-012 for pauper burials, transports and related services.

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

Item 29 continued - Purchasing:

B. Take all appropriate action on Bid #11-010 for oil and lubricants.

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to award Bid #11-010 for oil and lubricants for Section 1 to low bidder per item, Section 2 to low bidder per item and Section 3 to low bidder per section.

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

Note: Section 2 had a tie between Ada Resources and Pumpelly Oil for one item. Judge Hebert flipped a coin and Pumpelly Oil won.

C. Take all appropriate action on Bid #11-009 for tires and tubes.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to award Bid #11-009 for tires and tubes to low bidder per section.

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

Note: Section 4 had a tie between American Tire and Southern Tire. Judge Hebert flipped a coin and Southern Tire won.

D. Take all appropriate action on Bid #11-008 for traffic signs, posts and supplies.

Moved by Commissioner Prestage Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to award Bid #11-008 for traffic signs, posts and supplies to low bidder per section.

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

Item 29 continued - Purchasing:

E. Take all appropriate action on Bid #11-007 for concrete pavement rehabilitation.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to award Bid #11-007 for concrete pavement rehabilitation to Total Contracting.

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

F. Take all appropriate action on Bid #11-006 for auto body repairs.

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to award Bid #11-006 for auto body repairs to Fort Bend Body Shop.

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

G. Take all appropriate action on Bid #11-005 for school zone lights.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to award Bid #11-005 for school zone lights to Naztec Inc.

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

Item 29 continued - Purchasing:

H. Take all appropriate action on Bid #11-004 for Ford Motor repair parts.

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to award Bid #11-004 for Ford Motor repair parts to Helfman Ford with a 3% local preference.

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

I. Take all appropriate action on Bid #11-003 for children's books from a local vendor.

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to award Bid #11-003 for children's books from a local vendor to Southwest Book Company of Stafford with a 40% discount off list price.

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

J. Take all appropriate action on Bid #11-002 for hauling and disposal of condensate/leachate liquids.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to award Bid #11-002 for hauling and disposal of condensate/leachate liquids to Eagle SWS at 26 cents per gallon.

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

Item 29 continued - Purchasing:

K. Take all appropriate action on Bid #11-001 for the purchase and maintenance of copy machines.

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to award Bid #11-001 for the purchase and maintenance of copy machines to Skelton Business Equipment.

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

L. Take all appropriate action on Bid #10-121 for rehabilitation trailer.

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to award Bid #10-121 for rehabilitation trailer to Ferrara Fire Apparatus Inc. for \$149,964.00 (OEM Grant).

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

M. Take all appropriate action on Bid #10-117 for chip seal emulsion chemical type road materials.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to award Bid #10-117 for chip seal emulsion chemical type road materials to all bidders at the time the order is placed based on availability and price.

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

Item 29 continued - Purchasing:

N. Take all appropriate action on Bid #10-116 for City of Kendleton Wastewater treatment plant.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to award Bid #10-116 for City of Kendleton Wastewater treatment plant to Nunn Constructors and negotiate agreement.

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

O. Take all appropriate action on Statement of Qualification #10-114 for emergency power review consultant.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to negotiate with Lockwood, Andrews and Newman for Statement of Qualification #10-114 for emergency power review consultant and include Facilities with negotiations.

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

P. Take all appropriate action on Agreement between Fort Bend County and Harris County Department of Education for records storage services, pursuant to RFP #10-033.

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and Harris County Department of Education for records storage services, pursuant to RFP #10-033.

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

Item 29 continued - Purchasing:

- Q. Take all appropriate action on request for price increase from B & G Chemicals pursuant to Bid #10-020 for Weed, Brush and Insect Control Chemicals.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve price increase from B & G Chemicals pursuant to Bid #10-020 for Weed, Brush and Insect Control Chemicals for 25% increase on one item.

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

- R. Take all appropriate action to add monitoring for the EMS Medic One facility to the contract with Castell Automatic Fire Protection, Inc. pursuant to Bid #10-028.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to add monitoring for the EMS Medic One facility to the contract with Castell Automatic Fire Protection, Inc. pursuant to Bid #10-028.

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

Item 29 continued - Purchasing:

- S. Take all appropriate action on request to donate equipment, pursuant to Local Government Code Section 263.152(a)(4): one Fujitsu 4097D Scanner and one Dell Optiplex GX620 Computer Setup from the County Clerk inventory to the Historical Commission.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to donate equipment, pursuant to Local Government Code Section 263.152(a)(4): one Fujitsu 4097D Scanner and one Dell Optiplex GX620 Computer Setup from the County Clerk inventory to the Historical Commission.

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

- T. Take all appropriate action on request for price decrease from Tarmac pursuant to Bid #10-058 for earthen type road materials.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve price decrease from Tarmac pursuant to Bid #10-058 for earthen type road materials.

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

30. RISK MANAGEMENT:

Take all appropriate action on Resolution and Order granting settlement authority to the County Attorney and Director of Risk Management for the purpose of settling claims under the amount of ten thousand dollars (\$10,000) both for and against the County, including authority to sign any necessary forms, or release of liability by the County, and authorize County Auditor to make payment on any claims so authorized by County Attorney and Director of Risk Management.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Resolution and Order granting settlement authority to the County Attorney and Director of Risk Management for the purpose of settling claims up to and including the amount of ten thousand dollars (\$10,000) both for and against the County, including authority to sign any necessary forms, or release of liability by the County, and authorize County Auditor to make payment on any claims so authorized by County Attorney and Director of Risk Management.

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

31. SHERIFF'S OFFICE:

Take all appropriate action to authorize reimbursement in the amount of \$55.00 to Scott Newton for renewal certification and membership in the National Narcotic Detector Dog Association, Inc. received without a purchase order. (Fund: Sheriff, Forfeited Assets, Task, Fees)

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize reimbursement in the amount of \$55.00 to Scott Newton for renewal certification and membership in the National Narcotic Detector Dog Association, Inc. received without a purchase order. (Fund: Sheriff, Forfeited Assets, Task, Fees)

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

32. Approve Bills.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve bills in the amount of \$6,722,091.43.

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

33. Ratify release of time-sensitive bills by Auditor on September 2, 2010.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to ratify release of time-sensitive bills by Auditor on September 2, 2010 in the amount of \$190,620.90.

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

Recess:

Recessed at 1:49 p.m.

34. 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. 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 #3 of Fort Bend County, Texas.**
- 2. Cause No. 10-CCV-042391, Fort Bend County, Texas vs. Willie M. Flora, Pamela Edwards, Rachael Edwards, et al.; In the County Court at Law #2 of Fort Bend County, Texas.**

Item 34 continued - Meet in Closed Session to deliberate the following matters as authorized by the Texas Government Code:

- 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.**

Annual Evaluation - County Librarian.

Closed Session:

Convened at 1:59 p.m.
Adjourned at 2:16 p.m.

Reconvene:

Reconvened at 2:18 p.m.

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

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

- 1. 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 #3 of Fort Bend County, Texas.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to pay a negotiated settlement for 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 #3 of Fort Bend County, Texas and authorize the County Judge to execute and deliver all settlement agreements with funds from 100685888-64500-P685-06ROWPURCH-32000.

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

Item 35A continued - 551.071 Consultation with Attorney:

- 2. Cause No. 10-CCV-042391, Fort Bend County, Texas vs. Willie M. Flora, Pamela Edwards, Rachael Edwards, et al.; In the County Court at Law #2 of Fort Bend County, Texas.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to pay Relocation Assistance in the amount of \$15,980.00 for the use and benefit of Mary Jackson, resident at 711 South 4th Street pursuant to Condemnation Lawsuit Cause No. 10- CCV-042391, Fort Bend County, Texas vs. Willie M. Flora, Pamela Edwards, Rachael Edwards, et al.; In the County Court at Law #2 of Fort Bend County, Texas and authorize the County Judge to execute and deliver the Partial Settlement Agreement recommended for approval by the County Attorney.

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

B. § 551.074. Personnel Matters.

Annual Evaluation - County Librarian.

Annual review conducted.

36. Adjournment.

Commissioners Court adjourned at 2:20 p.m. on Tuesday, September 7, 2010.