

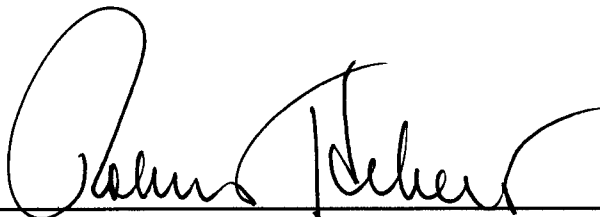
APPROVAL OF MINUTES
COMMISSIONERS COURT
FORT BEND COUNTY

I, Dianne Wilson, duly elected County Clerk and Clerk of Court, Fort Bend County, Texas do hereby submit the Official Minutes of Commissioners Court held on the 7th day of December, 2010.



DIANNE WILSON, COUNTY CLERK

Now, therefore, be it resolved upon the motion of Commissioner Meyers seconded by Commissioner Patterson, duly put and carried, it is ordered to accept as presented for record the attached minutes approved on this the 14th day of December, 2010.



ROBERT E. HEBERT, COUNTY JUDGE

December 7, 2010

MINUTES

BE IT REMEMBERED, That on this 7th DAY of DECEMBER, 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 Morrison.

Invocation and Pledge of Allegiance by Commissioner Morrison.

3. Approve minutes of regular meeting held on November 23, 2010.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the minutes of regular meeting held on November 23, 2010.

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

4. Public Comments regarding the Agenda and Announcements.

Steve LeBlan of Richmond opposes the expansion of McCrary Road on agenda item 19A.

Hugh Conway of Richmond and many of his neighbors oppose the expansion of McCrary Road on agenda item 19A.

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

- A. Approval of replat: Grand River, Section 1, Replat of Lot 10 in Block 4, Precinct 1.**
- B. Acceptance on the plat vacation of Huntington Place, Section 1, Precinct 1.**
- C. Acceptance for the traffic control plan prohibiting overnight parking of commercial motor vehicles, on Summer Park Drive as petitioned by Summer Park Apartment Community pursuant to Texas Transportation Code Ann. § 545.307, Precinct 2.**

Public hearing held. No public comments.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

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

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

CONSENT AGENDA ITEMS 6 - 18

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

- A. Sheriff's Office: Ratify travel by B. Schmitt and W. Webber to Mount Pleasant, Iowa, November 30 - December 1, 2010, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)**
- B. Sheriff's Office: Ratify travel by J. Simmons and J. Goodrich to Washington, D. C., December 5-9, 2010, to attend in-service training. (Fund: Sheriff, Enforcement, Travel)**

7. COUNTY JUDGE:

- A. Approve the reappointment of Laura Leatherwood and Gay Thompson to the Fort Bend County Library Advisory Board for a term through December 31, 2013.**
- B. Approve the reappointment of primary and designated alternate members to the following Houston-Galveston Area Council committees for the year 2011: Transportation Policy Council – James Patterson, Primary Voting Member; Paulette Shelton, Designated Alternate Member; Technical Advisory Committee – Jesse Hegemier, Primary Voting Member; Ronald Drachenberg, Designated Alternate Member.**
- C. Approve designation of delegates to the Houston Galveston Area Council 2011 General Assembly and Board of Directors effective January 1, 2011: Andy Meyers, Representative, General Assembly, and Delegate to the Board of Directors; Robert Hebert, Representative, General Assembly, and Alternate, Board of Directors; Grady Prestage, Alternate, General Assembly; and Richard Morrison, Alternate, General Assembly.**

8. COMMISSIONER, PCT. 1:

Approve the reappointment of Paul Hamilton, Helena Dismuske, and Betty Hall to the Fresno/Arcola Advisory Committee for a term of three years, through December 31, 2013.

9. COMMISSIONER, PCT. 3:

- A. Approve the reappointment of Mary Lanahan to the Fort Bend County Library Advisory Board for the term of January 1, 2011 through December 31, 2013.**
- B. Approve the reappointment of Robert Miller, John Schwin, and Bobby Lyons as Commissioners for Fort Bend County Emergency Services District No. 2 for the term of January 1, 2011 through December 31, 2012.**

10. BUDGET & FINANCE:

- A. Approve the Quarterly County Investment Report for the Fourth Quarter of Fiscal Year 2010, pursuant to Texas Government Code § 2256.023.**

B. BUDGET TRANSFER:

Treasurer's Office: Approve transfer in the amount of \$1,750 from Travel into Information Technology to allocate funds for upgrades required for two computers.

11. COMMUNITY DEVELOPMENT:

Approve payment of Invoice No. WHX16400-110810 in the amount of \$1,209.50 to Jacobs Engineering Group for Engineering Services regarding the City of Kendleton Wastewater Treatment Plant. (Fund: Community Development Block Grant)

12. DISTRICT ATTORNEY:

Approve biweekly salary supplements funded by State Asset Forfeiture Fund 335480104 for the following positions within the Office of District Attorney effective December 11, 2010: Position No. 4801-0007 \$38.46; Position No. 4801-0023 \$57.69; Position No. 4801-0027 \$57.69; Position No. 4801-0034 \$57.69; Position No. 4801-0037 \$38.46; Position No. 4801-0038 \$57.69; Position No. 4801-0043 \$57.69; Position No. 4801-0045 \$57.69; Position No. 4801-0047 \$115.38; Position No. 4801-0061 \$76.92; Position No. 4801-0070 \$115.38; Position No. 4801-0085 \$57.69; Position No. 4801-0058 \$38.46; Position No. 4801-0008 \$96.15; Position No. 4801-0005 \$57.69; Position No. 4801-0022 \$28.85; and Position No. 4801-0052 \$38.46.

13. ENGINEERING:

- A. Approve Payment of Invoice No. 10-10-2-631 (Pay Estimate No. 28) in the amount of \$1,275.00 to Percheron Acquisitions, LLC regarding the expansion of Mason Road, Mobility Bond Project No. 735, Precinct 3. (Fund: Right of Way)
- B. Approve payment of Invoice No. 10-10-3-631 (Pay Estimate No. 29) in the amount of \$1,236.49 to Percheron Acquisitions, LLC, regarding the expansion of Mason Road, Mobility Bond Project No. 735, Precinct 3. (Fund: Right of Way)
- C. Approve Payment of Invoice No. 10-11-1-631 (Pay Estimate No. 30) in the amount of \$450.00 to Percheron Acquisitions, LLC regarding the expansion of Mason Road, Mobility Bond Project No. 735, Precinct 3. (Fund: Right of Way)
- D. Approve payment of Invoice No. 6458 (Pay Estimate No. 26) in the amount of \$13,459.28 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 No. 747, Precinct 1. (Fund: 2007 Mobility Bonds)
- E. Approve payment of Invoice No. 10-337 (Pay Estimate No. 6) in the amount of \$16,467.35 to HVJ Associates, Inc. regarding materials testing for improvements on Katy Flewellen Road, Mobility Bond Project No. 734, Precinct 3. (Fund: 2007 Mobility Bonds)
- F. Approve payment of Invoice No.1 (Pay Estimate No. 1) in the amount of \$243,450.00 to Aranda Brothers Construction regarding Bridge Replacement at Old Richmond Road over Red Gully, Mobility Bond Project No. 100, Precinct 4. (Fund: 2000 Mobility Bonds)
- G. Approve payment of Invoice No. 37 (Pay Estimate No. 37) in the amount of \$24,741.44 to Schaumburg & Polk, Inc. regarding Management and Administrative Support Services for the 2007 Mobility Bond Projects within Precincts 1, 2, 3, and 4. (Fund: 2007 Mobility Bonds)
- H. Approve payment of Invoice No. T165006 (Pay Estimate No. 3) in the amount of \$13,866.77 to Terracon regarding Greenbusch Road, Phase II (from Mill Manor to Falcon Landing Blvd.) Mobility Bond Project No. 732, Precinct 3. (Fund: 2007 Mobility Bonds)
- I. Approve payment of Invoice No. WHX17400-08 (Pay Estimate No. 7) in the amount of \$10,328.07 to Jacobs Engineering Group, Inc. regarding FM 1093/Westpark Tollway, Mobility Bond Project No. 748, Precinct 3. (Fund: 2007 Mobility Bonds)

Item 13 continued - Engineering:

- J. Approve payment of Invoice No. 26848 (Pay Estimate No. 15) in the amount of \$27,564.24 to Landtech Consultants, Inc. regarding the expansion of Mason Road, Mobility Bond Project #735, Precinct 3. (Fund: 2007 Mobility Bonds)**
- K. Approve application from Comcast of Houston, LLC c/o Jier, LLC to bore under and bury cable along Bees Passage, Precinct 1.**
- L. Approve application from Fresno Energy, LLC to bore an 8-inch pipeline under West Broadway, Precinct 1.**
- M. Approve application from Lennar Homes to construct two driveway tie-ins onto Watford Bend, Precinct 1.**
- 14. 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 Bond and/or Capital Projects:**
 - A. Invoice No. 23036 in the amount of \$28,500.00 to The Mathis Group (TMG+) for Professional Services regarding the Justice Center;**
 - B. Invoice No TMG-549 (Final) in the amount of \$11,510.93 to The Maddox Group, Inc. for Professional Services regarding the Sienna Library;**
 - C. Invoice No. 2010-21 in the amount of \$8,750.00 to Peters Contracting Services for interior painting services regarding renovations to the George Memorial Library;**
 - D. Invoice No. 1 and Invoice No. 19 for an amount totaling \$15,580.88 to Bailey Architects for Professional Services regarding the University Branch Library in Sugar Land;**
 - E. Pay Application No. 4 in the amount of \$696,963.77 to Turner Construction for Construction Services regarding the Communications Center Renovation for the Sheriff's Office;**
 - F. Pay Application No. 09-0040010 (Final) in the amount of \$102,231.35 to Bass Construction for Construction Services regarding the EMS Medic One Facility;**
 - G. Pay Application No. 2 in the amount of \$106,622.00 to Burton Construction Co. for Construction Services regarding expansion of the Justice of the Peace Precinct 2 facility;**
 - H. Final Pay Application in the amount of \$9,102.77 to Crain Zamora LLC., for Construction Services regarding the Missouri City Annex; and**
 - I. Invoice No. 130935 in the amount of \$2,850.00 to SCA Consulting Engineers for Professional Services regarding the Fort Bend County North Annex.**

15. HEALTH & HUMAN SERVICES:

Accept and sign Department of State Health Services (DSHS) budget revision, Amendment No. 001B CPS/CRI to Program #001A, Grant Award Contract #2009-031680 effective 11/19/2010, the content of which is covered under Texas Government Code § 418.183(f).

16. HUMAN RESOURCES:

Approve withdrawal of 80 hours from the Shared Sick Leave Pool for employee of Juvenile Probation, Position No. 5751-0067.

17. PURCHASING:

- A. Authorize advertising for Bids for Electrical and Lighting Materials and Services for Parks.**
- B. Approve renewal of the Employee Assistance Program provided by OptumHealth through United Behavioral Health for January 1, 2011 through December 31, 2011.**
- C. Authorize sealed bid sale of County real property located at Belknap Road and West Bellfort Precinct 3.**
- D. Authorize permission to advertise for bids for water wells for Fort Bend County Parks.**

18. TAX ASSESSOR/COLLECTOR:

- A. Record into Minutes the Summary Yearly Report of Property Taxes Collected from October 1, 2009 through September 30, 2010, as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.**
 - B. Record into Minutes the disposal of Accounting Documentation dated years 2005 through 2009 in accordance with the State Archive Retention Schedule of Destruction for the Office of Patsy Schultz.**
-

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 6 - 18.

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

19. COUNTY JUDGE:

- A. Take all appropriate action to authorize the Fort Bend County Toll Road Authority to initiate a feasibility study for construction of a toll bridge across the Brazos River at McCrary Road, Precinct 1.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and carried (4-0-1), it is ordered to authorize the Fort Bend County Toll Road Authority to initiate a feasibility study for construction of a toll bridge across the Brazos River at McCrary Road, Precinct 1.

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

City of Richmond, Commissioner Gary Gillen and City Manager Terri Vela, discussed the need for the bridge for economic development of North Richmond.

- B. Take all appropriate action on a Resolution Designating A Recovery Zone pursuant to The American Recovery and Reinvestment Act of 2009 for the purpose of issuing Recovery Zone Economic Development Bonds and Recovery Zone Facility Bonds.**

Moved by Commissioner Patterson Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve a Resolution Designating A Recovery Zone pursuant to The American Recovery and Reinvestment Act of 2009 for the purpose of issuing Recovery Zone Economic Development Bonds and Recovery Zone Facility Bonds.

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

Item 19 continued - County Judge:

- C. **Take all appropriate action on the Resolution approving the issuance of the Fort Bend County Industrial Development Corporation Recovery Zone Facility Bonds for Accredo Packaging, Inc., Series 2010A and Series 2010B.**

Moved by Commissioner Patterson Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve the Resolution approving the issuance of the Fort Bend County Industrial Development Corporation Recovery Zone Facility Bonds for Accredo Packaging, Inc., Series 2010A and Series 2010B.

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

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to amend the previous motion to read Series 2010 only.

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

20. COMMUNITY DEVELOPMENT:

Take all appropriate action on Resolution Authorizing Signators on Texas Department of Rural Affairs forms for the Community Development Block Grant (CDBG) Disaster Recovery program, the application for which was approved by Commissioners Court on June 23, 2009.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Resolution Authorizing Signators on Texas Department of Rural Affairs forms for the Community Development Block Grant (CDBG) Disaster Recovery program, the application for which was approved by Commissioners Court on June 23, 2009.

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

21. ENGINEERING:

- A. Take all appropriate action to authorize application for the FY 2011 Hazardous Materials Emergency Preparedness (HMEP) Planning Grant on behalf of the Fort Bend County Local Emergency Planning Committee (LEPC) to the Texas Division of Emergency Management (TDEM) representing the State Emergency Response Commission (SERC), with an in-kind match to be provided by Fort Bend County LEPC.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize application for the FY 2011 Hazardous Materials Emergency Preparedness (HMEP) Planning Grant on behalf of the Fort Bend County Local Emergency Planning Committee (LEPC) to the Texas Division of Emergency Management (TDEM) representing the State Emergency Response Commission (SERC), with an in-kind match to be provided by Fort Bend County LEPC.

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

- B. Take all appropriate action on permit application by Glenn Mercer for a residential driveway connection to Greenbush Road with a variance to Note 9 as shown on the plat of Pin Oak Village, Section Three, recorded February 23, 1993, Slide No. 1240 A in the Plat Records of the Fort Bend County Clerk's Office; this portion of Greenbusch Road is no longer considered a major thoroughfare, Precinct 3.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve permit application by Glenn Mencer for a residential driveway connection to Greenbush Road with a variance to Note 9 as shown on the plat of Pin Oak Village, Section Three, recorded February 23, 1993, Slide No. 1240 A in the Plat Records of the Fort Bend County Clerk's Office; this portion of Greenbusch Road is no longer considered a major thoroughfare, Precinct 3.

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

Item 21 continued - Engineering:

- C. Take all appropriate action on Resolution and Order to abandon Alta Oak Drive from the subdivision plat of King Lakes Section Two, in Fort Bend County, Pct. 3.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Resolution and Order to abandon Alta Oak Drive from the subdivision plat of King Lakes Section Two, in Fort Bend County, Pct. 3.

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

22. FACILITIES MANAGEMENT & PLANNING:

- A. Take all appropriate action on Agreement between Fort Bend County and Automated Logic Contracting Services, Inc. in an amount not to exceed \$1,010,050 for Energy Retrofit Services for four sub-projects described in the agreement. (Fund: Energy Efficiency Grant)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and Automated Logic Contracting Services, Inc. in an amount not to exceed \$1,010,050 for Energy Retrofit Services for four sub-projects described in the agreement. (Fund: Energy Efficiency Grant)

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

Item 22 continued - Facilities Management and Planning:

- B. Take all appropriate action on the Full Release and Agreement for Useage of County Property between Fort Bend County and T. W. Davis YMCA for the use of the parking areas at the following locations: 1317 Eugene Heimann Circle, 1517 Eugene Heimann Circle and 1521 Eugene Heimann Circle in Richmond, Texas.**

Moved by Commissioner Prestage Seconded by Commissioner Patterson

Duly put and carried (4-0-1), it is ordered to approve the Full Release and Agreement for Useage of County Property between Fort Bend County and T. W. Davis YMCA for the use of the parking areas at the following locations: 1317 Eugene Heimann Circle, 1517 Eugene Heimann Circle and 1521 Eugene Heimann Circle in Richmond, Texas on December 18, 2010.

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

23. HUMAN RESOURCES:

- A. Take all appropriate action on request to reclassify Position No. 5601-0006 in the Sheriff's Office from ID Technician, Grade 10 of the Law Enforcement Policy Group to Corporal, Grade 11 of the Law Enforcement Policy Group, effective December 7, 2010.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to reclassify Position No. 5601-0006 in the Sheriff's Office from ID Technician, Grade 10 of the Law Enforcement Policy Group to Corporal, Grade 11 of the Law Enforcement Policy Group, effective December 7, 2010.

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

Item 23 continued - Human Resources:

- B. Take all appropriate action on request to reclassify Position No. 5011-0009 in the Budget Office from Budget Analyst II, Grade 12 of the Professional Management Policy Group, to Budget Analyst I, Grade 11 of the Professional Management Policy Group, effective December 7, 2010.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to reclassify Position No. 5011-0009 in the Budget Office from Budget Analyst II, Grade 12 of the Professional Management Policy Group, to Budget Analyst I, Grade 11 of the Professional Management Policy Group, effective December 7, 2010.

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

24. LIBRARY:

Take all appropriate action on the Texas State Library and Archives Commission Interlibrary Loan Reimbursement Agreement for the payment of funds to Fort Bend County for loaning or providing copies of library materials to all Texas public, academic and special libraries.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the Texas State Library and Archives Commission Interlibrary Loan Reimbursement Agreement for the payment of funds to Fort Bend County for loaning or providing copies of library materials to all Texas public, academic and special libraries.

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

25. PUBLIC TRANSPORTATION:

- A. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$61.25 to Harris County Auditor for repairs to an emergency radio. (Fund: Public Transportation Grant)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$61.25 to Harris County Auditor for repairs to an emergency radio without a purchase order. (Fund: Public Transportation Grant)

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

- B. Take all appropriate action on Public Transportation Amendment No. 2 to State Project 51912F7288 for rural transportation, to extend the grant time period for Agreement RPT 0905(12) R1 until May 31, 2011.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Public Transportation Amendment No. 2 to State Project 51912F7288 for rural transportation, to extend the grant time period for Agreement RPT 0905(12) R1 until May 31, 2011.

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

Item 25 continued - Public Transportation:

- C. **Take all appropriate action on the Interagency Agreement for Job Access/Reverse Commute and New Freedom Project Implementation between Fort Bend County and The Metropolitan Transit Authority (METRO), Modification 01 to extend the contract term and to accept additional federal funds in the amount of \$779,853, with a local match of \$359,754 for a total of \$1,139,607 for use through June 30, 2012. (Fund: Public Transportation)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to accept the Interagency Agreement for Job Access/Reverse Commute and New Freedom Project Implementation between Fort Bend County and The Metropolitan Transit Authority (METRO), Modification 01 to extend the contract term and to accept additional New Freedom federal funds in the amount of \$393,535, with a local match of \$194,115 for use through June 30, 2012. (Fund: Public Transportation)

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

26. PURCHASING:

- A. **Take all appropriate action to authorize renewal of SmartNet support/maintenance from NWN Corporation utilizing the State of Texas Department of Information Resources Contract DIR-SDD-249 for an amount not to exceed \$43,000. (Fund: Library, Fees)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize renewal of SmartNet support/maintenance from NWN Corporation utilizing the State of Texas Department of Information Resources Contract DIR-SDD-249 for an amount not to exceed \$43,000. (Fund: Library, Fees)

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

Item 26 continued - Purchasing:

- B. Take all appropriate action on Statement of Qualifications #11-015 for renovations to the George Memorial Library.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to negotiate with The Crain Group for Statement of Qualifications #11-015 for renovations to the George Memorial Library.

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

- C. 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) to purchase an item available from only one source, and approve renewal of Horizon Intergrated Library System hardware/software computer maintenance support from Sirsi Dynix Corporation for an amount not to exceed \$66,000. (Fund: Library, Fees)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to grant an exemption to the competitive bid process as authorized by Local Government Code Section 262.024 (a)(7) to purchase an item available from only one source, and approve renewal of Horizon Intergrated Library System hardware/software computer maintenance support from Sirsi Dynix Corporation for an amount not to exceed \$66,000. Fund: Library, Fees)

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

Item 26 continued - Purchasing:

- D. Take all appropriate action on Agreement between Fort Bend County and ParkWest Staffing Incorporated, pursuant to RFP #10-046, to provide contract services for the Public Transportation Department in an amount not to exceed \$364,807. (Fund: Public Transportation Grants)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and ParkWest Staffing Incorporated, pursuant to RFP #10-046, to provide contract services for the Public Transportation Department in an amount not to exceed \$364,807. (Fund: Public Transportation Grants)

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

27. ROAD & BRIDGE:

Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$1,408.98 to B & G Chemicals for material purchased without a Purchase Order. (Fund: Road & Bridge)

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$1,408.98 to B & G Chemicals for material purchased without a Purchase Order. (Fund: Road & Bridge)

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

28. SHERIFF'S OFFICE:

- A. Take all appropriate action on application to the Bureau of Justice Assistance, Grant No. 2009-SJ-BX-KO11, Project Lifesaver-Missing Alzheimer's Patient Assistance Program, for supplied equipment only, with no cash match required by Fort Bend County.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve application to the Bureau of Justice Assistance, Grant No. 2009-SJ-BX-KO11, Project Lifesaver-Missing Alzheimer's Patient Assistance Program, for supplied equipment only, with no cash match required by Fort Bend County.

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

- B. Take all appropriate action on the FY 2011 Tactical Diversion Task Force Agreement between Fort Bend County and the U.S. Department of Justice, Drug Enforcement Administration for the use of State and Local overtime and authorized expenses for the strategic initiative program. (Fund: Sheriff's Office and DEA Task Force Program)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the FY 2011 Tactical Diversion Task Force Agreement between Fort Bend County and the U.S. Department of Justice, Drug Enforcement Administration for the use of State and Local overtime and authorized expenses for the strategic initiative program. (Fund: Sheriff's Office and DEA Task Force Program)

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

29. TREASURER:

Take all appropriate action on request to transfer the amount of \$2,630 from Non-Departmental Contingency into Treasurer, Information Technology to allocate funds for replacement of computer.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$2,630 from Non-Departmental Contingency into Treasurer, Information Technology to allocate funds for replacement of computer.

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

30. Approve Bills.

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve bills in the amount of \$8,836,906.76.

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

31. Ratify the release of time-sensitive bills by Auditor on December 2, 2010.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to ratify the release of time-sensitive bills by Auditor on December 2, 2010 in the amount of \$169,715.78.

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

Recess:

Recessed at 1:25 p.m.

December 7, 2010

32. **Meet in Closed Session to deliberate the following matters as authorized by the Texas Government Code:**

§ 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.

Contract Deputy Agreements.

Closed Session:

Convened at 2:29 p.m.
Adjourned at 2:56 p.m.

Reconvene:

Reconvened at 2:58 p.m.

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

§ 551.071. Consultation With Attorney.

Contract Deputy Agreements.

No action.

34. **Adjournment.**

Commissioners Court adjourned at 3:00 p.m. on Tuesday, December 7, 2010.

December 7, 2010

DRAINAGE DISTRICT BOARD MINUTES

BE IT REMEMBERED, That on this 7th DAY of DECEMBER, 2010, The Drainage District Board of Fort Bend County, Texas, met at a scheduled 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
MARK VOGLER	DRAINAGE DISTRICT MANAGER

When the following were heard and the following orders were passed:

1. Call to Order.

Call to Order by Judge Hebert at 1:07 p.m.

2. Approve the appointment of Cynthia Rushing to Position No. 8 of the Board of Directors for Tax Increment Reinvestment Zone Number 3, City of Missouri City, representing Fort Bend County Drainage District for a term of two years, effective through December 31, 2012.

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve the appointment of Cynthia Rushing to Position No. 8 of the Board of Directors for Tax Increment Reinvestment Zone Number 3, City of Missouri City, representing Fort Bend County Drainage District for a term of two years, effective through December 31, 2012.

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

Note: This appointment is to replace Danny Nguyen who was elected to Missouri City, City Counsel.

December 7, 2010

3. **Take all appropriate action on Interlocal Project Agreement between Fort Bend County Drainage District and City of Arcola to provide cleaning for the bed and banks of the West Fork of Chocolate Bayou.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Interlocal Project Agreement between Fort Bend County Drainage District and City of Arcola to provide cleaning for the bed and banks of the West Fork of Chocolate Bayou.

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

Recess:

Recessed at 1:08 p.m.

4. **Meet in Closed Session to deliberate the following matters as authorized by the Texas Government Code:**

§ 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.

- A. **Stafford Run Impact Fees.**
- B. **Big Creek Drop Structure.**

Closed Session:

Convened at 1:36 p.m.
Adjourned at 2:29 p.m.

Reconvene:

Reconvened at 2:57 p.m.

December 7, 2010

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

§ 551.071. Consultation With Attorney.

A. Stafford Run Impact Fees.

No action.

B. Big Creek Drop Structure.

No action.

6. Adjournment.

The Drainage District Board adjourned at 2:58 p.m. on Tuesday, December 7, 2010.