

December 21, 2010

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS
TUESDAY, DECEMBER 21, 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 December 14, 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. A change in the road name change from Katy Fort Bend Road to Kingsland Blvd. from Katy Fort Bend Road (North/South portion) east to the Harris County Line, Precinct 3.
 - B. Acceptance of the traffic control plan for Cinco Ranch Southwest, Section 23, Section 27 and Section 28, Precinct 3.
 - C. Acceptance of the traffic control plan for King Lakes, Section 6, Precinct 3.
 - D. Acceptance of the traffic control plan for Winfield Lakes, Section 13, Precinct 2.

CONSENT AGENDA ITEMS 6 - 14:

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

Sheriff's Office : Ratify travel by S. Costello to Washington, DC, December 10-12, 2010, for follow-up on murder fugitive. (Fund: Sheriff, Enforcement, Travel)

7. COMMISSIONER, PCT. 1:

- A. **Accept recommendation by Fresno/Arcola Advisory Committee to fund YMCA Programs utilizing revenue received from BFI tipping fees, and approve the Agreement between Fort Bend County and the YMCA of Greater Houston for an amount not to exceed \$73,991 to provide outreach services and after-school computer learning programs for the Fresno/Arcola area effective through September 30, 2011. (Fund: Fresno/Arcola Projects)**
- B. **Accept recommendation by Fresno/Arcola Advisory Committee to fund Fort Bend Seniors, Meals on Wheels & Much, Much More utilizing revenue received from BFI tipping fees, and approve the Agreement between Fort Bend County and Fort Bend Seniors, Meals on Wheels & Much, Much More for congregate meals and other programs related directly to seniors living in the Fresno/Arcola area for an amount not to exceed \$17,831.40 effective through September 30, 2011. (Fund: Fresno/Arcola Projects)**
- C. **Approve Project Agreement between Fort Bend County and the Village of Pleak for assistance with reconstructing Ansel Lane, Kari Lane, Sunset Trail, and Rancho Road, within the Village of Pleak, County expenditure not to exceed \$174,038.62. (Fund: Road & Bridge)**

8. BUDGET & FINANCE/BUDGET TRANSFERS:

- A. **Information Technology : Approve transfer in the amount of \$50,000 Capital Acquisitions into Information Technology to allocate funds into correct account for purchase of Microsoft licensing.**
- B. **Office of Emergency Management : Approve transfer in the amount of \$1,710 as detailed on Coordinator's form dated December 10, 2010, to allocate funds for technology equipment and for salary of part-time/temporary assistance.**
- C. **Sheriff's Office : Approve transfer in the amount of \$86,001 as detailed on Sheriff's form dated December 8, 2010 to amend the budget pursuant to Local Government Code Section 111.07075 and allocate unanticipated revenue received into Contingency for the Narcotics Task Force, State account.**

9. **ENGINEERING:**

- A. **Approve payment of Invoice No. 37071126 in the amount of \$7,521.39 to AECOM USA, Inc. regarding Old Richmond Road (from FM 1464 to West Airport), Mobility Bond Project #728, Precinct 4. (Fund: 2007 Mobility Bonds)**
- B. **Approve payment of Invoice No. 110010 (Pay Estimate No. 33) in the amount of \$4,868.60 to Klotz Associates regarding labor rates pertaining to Fort Bend County Mobility Bond Projects located within Precincts 1, 2, 3 and 4. (Fund: 2007 Mobility Bonds)**
- C. **Approve payment of Invoice No. 2010398 (Pay Estimate No. 1) in the amount of \$8,200.00 to Tedsi Infrastructure Group regarding traffic signal design for Greenbusch Road/Westheimer Parkway at Falcon Landing Boulevard, Mobility Bond Project #703, Precinct 3. (Funds: 2007 Mobility Bonds)**
- D. **Approve application from Devon Street Homes to construct a driveway tie-in onto Travertine Point, Precinct 3.**
- E. **Approve application from Ryland Homes to construct driveway tie-ins onto Crescent Water and Wembley Way, Precinct 1.**
- F. **Approve application from Centerpoint Energy to bore a 4-inch plastic gas line under Nowak, Precinct 1.**
- G. **Approve application from Centerpoint Energy Entex to bore a 2-inch plastic gas line under Bellaire Blvd., Precinct 3.**
- H. **Approve the plat for Cinco Ranch Boulevard East of FM 1463, Precinct 3.**
- I. **Approve the plat for Firethorne Competitive Swim Center, Precinct 3.**
- J. **Approve the plat for Firethorne Section 19 and Firethorne Section 20 Partial Replat No. 1, Precinct 3.**
- K. **Approve the plat for Hawks Prairie Boulevard North of Spring Green Boulevard to Gaston Road STD, Precinct 3.**
- L. **Approve the plat for Hawks Prairie Boulevard Extension North of Spring Green Blvd., STD, Precinct 3.**
- M. **Approve plat for the roads within Long Meadow Farms, Section 18, Precinct 3.**
- N. **Approve plat for the lots within Long Meadow Farms, Section 18, Precinct 3.**

December 21, 2010

- O. Approve plat for the roads within Long Meadow Farms, Section 20, Precinct 3.
- P. Approve plat for the lots within Long Meadow Farms, Section 20, Precinct 3.
- Q. Approve plat for the roads within Silver Grove at Riverstone, Precinct 4.
- R. Approve plat for the lots within Silver Grove at Riverstone, Precinct 4.
- S. Approve plat for the roads within Hawks Landing, Section 1, Precinct 3.
- T. Approve plat for the lots within Hawks Landing, Section 1, Precinct 3.
- U. Approve plat for the roads within Lakes of Bella Terra, Section 12, Precinct 3.
- V. Approve plat for the lots within Lakes of Bella Terra, Section 12, Precinct 3.
- W. Approve plat for the roads with Lakes of Bella Terra, Section 13, Precinct 3.
- X. Approve plat for the lots within Lakes of Bella Terra, Section 13, Precinct 3.
- 10. **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. Pay Application No. 5 in the amount of \$351,052.93 to Turner Construction for Construction Services regarding renovations to the Sheriff Communications Center;
 - B. Pay Application No. 28 in the amount of \$330,425.20 to Turner Construction Company for Construction Services regarding the Jail Expansion Project;
 - C. Pay Application No. 18 in the amount of \$1,971,268.00 to J E Dunn South Central, Inc. for Construction Services regarding the Justice Center;
 - D. Pay Application No. Two (2) to EE Reed Construction LP in the amount of \$277,635.00 for Construction Services regarding the University Branch Library in Sugar Land;
 - E. Invoice No. 1827A and Invoice No. 1855 for an amount totaling \$6,766.65 to Carter Goble Lee, LLC for Professional Services regarding the Jail Expansion Project;
 - F. Pay Application No. 3Rev in the amount of \$143,785.00 to Burton Construction for Construction Services regarding the JP 2 Expansion;
 - G. Invoice No. T168908 in the amount of \$10,207.88 to Terracon for Materials Testing Services regarding the University Branch Library in Sugar Land.

December 21, 2010

11. **FORT BEND GRAND PARKWAY TOLL ROAD AUTHORITY:** The Board of Directors of the Fort Bend Grand Parkway Toll Road Authority (GPTRA) reviewed this item at their regular meeting held on December 15, 2010, and makes the following recommendation to Commissioners Court:

Approve First Amendment to Agreement between the Fort Bend Grand Parkway Toll Road Authority and Michael E. Stone DBA Professional Project Management Services.

12. **PURCHASING:**

- A. **Authorize advertising for Request for Proposals for supplemental medicare coverage for County retirees.**
- B. **Approve renewal of Fort Bend County Employee Benefit Plan service contracts for 2011 with Boon-Chapman.**

13. **TAX ASSESSOR/COLLECTOR:**

Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on December 14, 2010, for an amount totaling \$6,395.44 for the Office of Patsy Schultz.

14. **TREASURER:**

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

15. **COUNTY JUDGE:**

- A. **Take all appropriate action on letter of Resignation from Honorable Walter S. Mc Means, Judge County Court at Law No. 2, effective December 21, 2010.**
- B. **Take all appropriate action on Order Appointing Judge for County Court at Law No. 2.**
- C. **Take all appropriate action to approve the Bond for Jeffrey A. McMeans as County Court at Law No. 2 Judge effective December 21, 2010 through December 31, 2010.**
- D. **Take all appropriate action on the Cooperative Agreement between Fort Bend County and the U. S. Environmental Protection Agency to accept FY 2008 State and Tribal Assistance Grant (STAG) appropriations for Water Infrastructure Improvement Assistance on behalf of the Fort Bend County Fresh Water Supply District No. 1.**

December 21, 2010

- E. Take all appropriate action on the Third Amendment to the Tax Abatement Agreement between Fort Bend County and Three Sugar Creek Center Ltd., for assignment to American National Insurance Company as Owner.
 - F. Take all appropriate action on the Tax Abatement Agreement between Fort Bend County, CBC Holdings Ltd. Partnership as Owner of the Improvements, and Momentive Specialty Chemicals, Inc. as Lessee of the Improvements and Owner of Eligible Property.
16. COMMISSIONER, PCT. 2:
- Take all appropriate action on Interlocal Project Agreement between Fort Bend County and the City of Missouri City for the design costs of extending Vicksburg Boulevard, Mobility Bond Project No. 755, Precinct 2. (Fund: 2007 Mobility Bonds)
17. COMMUNITY DEVELOPMENT:
- A. Take all appropriate action on the following Agreements, all of which are part of the FY 2010 Consolidated Action Plan approved by Commissioners Court on July 6, 2010 and funded by the Community Development Block Grant, and authorize County Judge to sign all documents pertaining to the respective Agreements:
 - 1. Agreement between Fort Bend County and The Arc of Fort Bend County in the amount of \$27,667 to provide social and recreational activities for program participants;
 - 2. Agreement between Fort Bend County and Literacy Council of Fort Bend County in the amount of \$35,000 to provide administrative and operating expenses and salaries, including fringe benefits for the student/tutor match program;
 - 3. Agreement between Fort Bend County and Fort Bend Senior Citizens, Inc. in the amount of \$38,034 to provide meals and other operating costs for the home-delivered meals program in Fort Bend County;
 - 4. Agreement between Fort Bend County and City of Kendleton in the amount of \$40,000 for a Growth and Infrastructure Study to determine and identify the need for water and wastewater facilities;
 - B. Take all appropriate action on Second Modification of Agreement between Fort Bend County and Texana Center to add \$10,000 for alarm system installation at group homes purchased with Neighborhood Stabilization Program (NSP) funds, and authorize County Judge to sign all documents pertaining to the Agreement, which was part of the FY 2008 Substantial Amendment approved by Commissioners Court on November 25, 2009. (Fund: NSP)
 - C. Agreement between Fort Bend County and Fort Bend County Women's Center in the amount of \$80,242 to provide shelter operating and essential service costs; and authorize County Judge to sign all documents pertaining to the Agreement, which is part of the FY 2010 Consolidated Action Plan approved by Commissioners Court on July 6, 2010. (Fund: Emergency Shelter Grant)

18. ENGINEERING:

- A. Take all appropriate action on Change Order No. 4 to the Agreement between Fort Bend County and Allgood Construction Company, Inc. to increase the scope of services in the amount of \$32,950.36 regarding construction of improvements to Katy-Gaston (from FM 1093 to Cinco Ranch Blvd.), Mobility Bond Project #733, Precinct 3. (Fund: 2007 Mobility Bonds)
- B. Take all appropriate action on the Professional Materials Testing Services Agreement between Fort Bend County and Paradigm Consultants, Inc. for an amount not to exceed \$134,454 for services related to the expansion of Ransom Road, Mobility Bond Project No. 747, Precinct 1. (Fund: 2007 Mobility Bonds)

19. FACILITIES MANAGEMENT & PLANNING:

Take all appropriate action on the 2nd Amendment to Agreement between Fort Bend County and Alternative Power Solutions (APS) in the amount of \$6,300 for Solar Powered Lighting Installation Services and Equipment, for a total not to exceed amount of \$285,568 for Kitty Hollow Park. (Fund: Energy Efficiency Grant)

20. FORT BEND COUNTY TOLL ROAD AUTHORITY: The Board of Directors of the Fort Bend County Toll Road Authority (FBCTRA) reviewed the following items at their regular meeting held on December 15, 2010, and makes the following recommendations to Commissioners Court:

- A. Approve Second Amendment to Agreement between the Fort Bend County Toll Road Authority and Michael E. Stone DBA Professional Project Management Services.
- B. Approve Agreement for the Provision of Toll Enforcement, Incident Management, and Law Enforcement Services on the Fort Bend Parkway and Westpark Tollway between Fort Bend County and Fort Bend County Toll Road Authority.
- C. Approve the engagement of AECOM by the Fort Bend County Toll Road Authority for preparation of County Assistance District boundary map for the Westpark Extension, Project B.
- D. Approve request by Chase Bank for variance from sign regulations for proposed sign at the intersection of the Westpark Tollway and FM 1464.

December 21, 2010

21. PURCHASING:

- A. Take all appropriate action on agreement between Fort Bend County and Paymentus Corporation for third party credit card services for Public Transportation pursuant to RFP #10-119.
- B. Take all appropriate action to consider granting an exemption to the competitive bid process as authorized by Local Government Code §262.024 (a)(7) to purchase an item available from only one source for the purchase of audio books from Books on Tape, a division of Random House, in an amount not to exceed \$60,000. (Fund: Library)
- C. Take all appropriate action to consider granting an exemption to the competitive bid process as authorized by Local Government Code §262.024 (a)(7) to purchase an item available from only one source for the purchase of books and audio books from Recorded Books, in an amount not to exceed \$60,000. (Fund: Library)
- D. Take all appropriate action on Addendum to Maintenance and Support Agreement between Fort Bend County and MorphoTrak, Inc. for an amount not to exceed \$7,487 annually for latent station equipment and software. (Fund: Sheriff's Office)
- E. Take all appropriate action on cancellation letter from Total Technologies pursuant to Bid #08-038 for voice and data cabling.
- F. Take all appropriate action on Agreement between Fort Bend County and Hernandez Funeral Home, Inc. pursuant to RFP #11-012 for Pauper Burial and Transportation Services. (Fund: Social Services)
- G. Take all appropriate action on Bid #11-023 to provide and install spectator benches at Justice Center.
- H. Take all appropriate action to authorize the purchase of workstations for the offices of County Clerk, District Clerk and District Attorney at Justice Center from Teknion LLC utilizing TxMas Contract #3-7110570 for an amount not to exceed \$270,000. (Fund: Justice Center Bond)
- I. Take all appropriate action to authorize the purchase and installation of high density filing systems for the offices of County Clerk, District Clerk and District Attorney at Justice Center from Southwest Solutions Group utilizing TxMas Contract #2-711030 for an amount not to exceed \$391,675. (Fund: Justice Center Bond)
- J. Take all appropriate action to authorize the use of TCPN Contract No. R5023 for the purchase of office supplies from Office Depot effective January 2, 2011 through December 31, 2011.

22. Approve Bills.

December 21, 2010

23. Authorize County Auditor to pay and release time sensitive bills on December 30, 2010, to be ratified by Commissioners Court on January 4, 2011.

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

§ 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.

Land Matters; Fort Bend County Country Club, Pct 1.

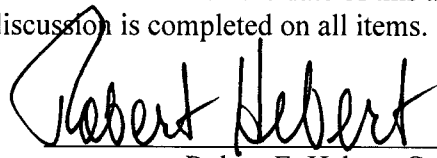
25. Reconvene Open Session and consider taking action on the following matters:

§ 551.072. Deliberation Regarding Real Property.

Land Matters; Fort Bend County Country Club, Pct 1.

26. 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 2:44 p.m., by KL and posted at the Fort Bend County Courthouse Complex in Richmond, Texas, on Friday, December 17, 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 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 2:44 P.M. ^{A.M.}

KL DEC 17 2010


County Clerk Fort Bend Co. Tex.