


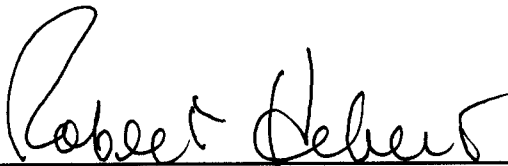
APPROVAL OF MINUTES  
COMMISSIONERS COURT  
FORT BEND COUNTY

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 14th day of December, 2010.



DIANNE WILSON, COUNTY CLERK

Now, therefore, be it resolved upon the motion of Commissioner Prestage seconded by Commissioner Meyers, duly put and carried, it is ordered to accept as presented for record the attached minutes approved on this the 21st day of December, 2010.



ROBERT E. HEBERT, COUNTY JUDGE

December 14, 2010

## MINUTES

BE IT REMEMBERED, That on this 14th 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
SHERRY FISK for 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 Prestage.**

Invocation and Pledge of Allegiance by Commissioner Prestage.

**3. Approve minutes of regular meeting held on December 7, 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 December 7, 2010.

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

**4. Public Comments regarding the Agenda and Announcements.**

Rodrigo Carreon of Fresno, is in favor of agenda item 16A.

**CONSENT AGENDA ITEMS 5 - 15:**

**5. COUNTY JUDGE:**

**Record into Minutes the Order of the County Judge extending the appointment of Sara Rosas Boone to serve as Temporary Justice of the Peace, Precinct 1, Place 2, effective through December 31, 2010 and further record the appointee's Bond and Oath.**

**6. COMMISSIONER, PCT. 1:**

- A. Approve the recommendation of the Fresno/Arcola Advisory Committee to fund Fire Protection Services for the Fresno/Arcola area utilizing revenue received from BFI tipping fees, and approve the Agreement between Fort Bend County and Fresno Volunteer Fire Dept. in an amount not to exceed \$37,480 for Fire Protection Services in the Fresno/Arcola area effective through September 30, 2011. (Fund: Fresno/Arcola Projects)**
- B. Approve the reappointment of Bill Benton, Flo Cook, and Clinton J. Drake to the Fort Bend County Historical Commission for a term of two years, through December 31, 2012.**
- C. Approve the reappointment of Cecilia Banse and Pam Henry to the Fort Bend County Emergency Services District # 3 Board for term of 2 years, through December 31, 2012.**

**7. COMMISSIONER, PCT. 3:**

**Approve the reappointment of Scott Evans and Jim Minton to the Emergency Services District #4 for a term of 2 years, to expire December 31, 2012.**

**8. COMMISSIONER, PCT. 4:**

**Approve the reappointment of John Mukuro as Commissioner for the Fort Bend Emergency Service District No. 5 for a term of 2 years, effective through December 31, 2012.**

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

- A. Auditor: Approve transfer in the amount of \$7,418,280 as detailed on Auditor's form dated December 6, 2010, to reallocate surplus funds from the FY 2010 budget into 2011 projects.**
- B. Auditor: Approve transfer in the amount of \$500 from Fees into Information Technology to allocate funds for the purchase of a scanner.**
- C. Road & Bridge: Approve transfer in the amount of \$1,000,000 as detailed on Auditor's form dated December 6, 2010 to reallocate surplus funds from the FY 2010 budget into FY 2011 projects.**
- D. Texas AgriLife Extension Office: Approve transfer in the amount of \$365 from Office Supplies into Information Technology to allocate additional funds required for purchase of computer equipment.**
- E. Vehicle Maintenance: Approve transfer in the amount of \$4,883 from Capital Acquisitions into Property and Equipment to reallocate funds into correct line item for purchase of ice machine.**

**10. COMMUNITY DEVELOPMENT:**

**Approve payment of Invoice No. 2209 in the amount of \$19,215.00 to Nunn Constructors, Ltd for construction services regarding the City of Kendleton Wastewater Treatment Plant. (Fund: Community Development Block Grant Recovery Program)**

**11. ENGINEERING:**

- A. Approve plat for the roads within King Lakes, Section 5, Precinct 3.**
- B. Approve plat for the lots within King Lakes, Section 5, Precinct 3.**
- C. Approve the plat for Cinco Ranch Southwest Terrace, Precinct 3.**
- D. Approve the plat for Lakemont Commercial Reserve Replat No. 1, Precinct 3.**
- E. Approve payment of Invoice No. 3677 in the amount of \$14,121.25 to Property Acquisition Services (PAS) for various right of way acquisition services within Precincts 1, 2, 3, and 4. (Fund: Right of Way)**
- F. Approve payment of Invoice No. 7 (Pay Estimate No. 7) in the amount of \$187,691.90 to Durwood Greene Construction Company regarding improvements to Katy Flewellen Road, Mobility Bond Project #734, Precinct 3. (Funds: 2007 Mobility Bonds)**
- G. Approve payment of Invoice No. 201011-119 (Pay Estimate No. 2) in the amount of \$457,772.40 to Durwood Greene Construction Company regarding the extension of South Post Oak Blvd. and the reconstruction of McKeever Road, Mobility Bond Project #763, Precinct 1. (Fund: 2007 Mobility Bonds)**
- H. Approve application from Identity Homes to construct driveway tie-ins, two on Oxford Lake Drive, and one on Miramont Drive, Precinct 1.**
- I. Approve application from Comcast of Houston LLC c/o Jier, LLC to bury cable along Winner Foster, Precinct 3.**
- J. Approve application from Comcast of Houston, LLC c/o Jier, LLC to bore under and bury cable along Skinner Lane and Thompson Crossing Drive, Precinct 3.**
- K. Approve application from AT&T to place a new handhole, cabinet, and inner ducts, and bury fiber optic cable along Canyon Fields Drive, Precinct 3.**
- L. Approve application from Felix Galindo dba The Hardscape Group to construct a monument sign on Bissonnet, Precinct 3.**
- M. Approve application from Gordy Oil Company to bore a 3-inch pipeline along Battle, Precinct 1.**
- N. Approve application from Lewis Contractors, Inc. to bury a 20-inch, 24-inch and a 42-inch water line along Harlem, Precinct 3.**

**Item 11 continued - Engineering:**

- O. Approve the release of Bond #104887256 in the amount of \$394,192.40 for Hungtinton Place, Sec. 1, Precinct 1; plat vacation was approved by Commissioners Court on December 7, 2010.
- P. Accept the streets in Chelsea Harbour, Section 1: Chelsea Harbour Lane 251.28 LF; Marina Bay Lane 1,553.38 LF; Mornington Drive 1,453.26 LF; Auckland Drive 1,366.88 LF; Jaubert Court 1,509.88 LF; Cairns Court 722.22 LF; Ingham Court 713.50 LF; Tasmania Court 661.95 LF; and Sandy Ripple Court 586.56 LF; for a total of 8,818.91 LF; and release Bond #058598511 in the amount of \$74,419.67, Precinct 4.
- Q. Accept the streets in Chelsea Harbour, Section 2: Mornington Drive 1,583.89 LF; Auckland Drive 1,518.24 LF; Ayers Rock Road 1,721.75 LF; Ashmore Reef Court 699.01 LF; Hawkesbury Court 694.28 LF; Nelson Bay Court 691.50 LF; Castlemain Court 766.92 LF; Manorbrier Lane 862.51 LF; and Dunrobin Way 882.89 LF; for a total of 9,420.99 LF; and release bond #58602705 in the amount of \$672,500.00, Precinct 4.
- R. Set public hearing for acceptance of the revised traffic control plan for Waterside Estates, Sec. 1, to establish "No Parking During School Hours" on Richland Creek Lane from Waterside Estates Drive to Edge Mountain Court, Precinct 3. *(Tuesday, January 11, 2011, at 1:00 p.m.)*
- S. Set public hearing for acceptance of the traffic control plan for Chelsea Harbour, Section 1 and Section 2, Precinct 4. *(Tuesday, January 11, 2011, at 1:00 p.m.)*
- 12. **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. 810425, Invoice No. 809435, and Invoice No. 810424 for an amount totaling \$19,430.00 to McCoy to install furniture, fixtures, and equipment regarding renovations to the George Memorial Library;
  - B. Invoice No. 39073 in the amount of 3,040.00 to City of Sugar Land for Water Tap Fees regarding the University Branch Library in Sugar Land;
  - C. Invoice No. 51773 in the amount of \$12,950.00 to Imperial Woodworks, Inc. for furniture, fixture, and equipment costs associated with the Fort Bend County North Annex;
  - D. Pay Application No. One (1) in the amount of \$46,030.60 to SLI Group for Design/Construction services regarding the Kids & Canines Kennel project;
  - E. Invoice No. 9, Invoice No. 10, Invoice No. 11, and Invoice No. 12 for an amount totaling \$22,940.53 to AutoArch Architects for Architectural Services regarding the Fort Bend County North Annex;
  - F. Pay Application No. Seven (7) in the amount of \$7,068.20 to Crain Group LLC., for Construction Services regarding renovations to the Jane Long Annex;

**Item 12 continued - Facilities Management and Planning:**

- G. Invoice No. 256412/2 in the amount of \$419.92 to Ace Hardware Rosenberg for lawn equipment necessary for maintenance of the County's 40-acre site;
- H. Invoice No. 444745 in the amount of \$12,634.00 to Southwest Mower Service, Inc. for lawn equipment necessary for maintenance of the County's 40-acre site;
- I. Invoice No. 21495 in the amount of \$22,938.52 to SLI Group for Design Services pertaining to the Juvenile Leadership Academy.

**13. HUMAN RESOURCES:**

Approve request for withdrawal of 269 hours from the Shared Sick Leave Pool for employee of Emergency Medical Service, Position No. 5401-0078.

**14. SHERIFF'S OFFICE:**

- A. Approve renewal of Interlocal Agreements between Fort Bend County and the following entities for use of the County's Public Safety Radio System effective through September 30, 2011: City of Weston Lakes; Beasley Volunteer Fire Department; Fairchilds Volunteer Fire Department; Fort Bend County Emergency Services District No. 2; Fort Bend County Emergency Services District No. 4; Fulshear Volunteer Fire Department; Lamar Consolidated Independent School District; City of Meadows Place; City of Needville; Needville Independent School District; Northeast Fort Bend County Volunteer Fire Department; Orchard Volunteer Fire Department; Pleak Volunteer Fire Department; City of Richmond; and Pecan Grove Volunteer Fire Department.
- B. Approve renewal of Agreements between Fort Bend County and the following entities for Mutual Aid for Police Protection effective October 1, 2010: City of Katy and City of Stafford.
- C. Approve Fire Department Dispatch Agreements between Fort Bend County and the following entities effective October 1, 2010: Beasley Volunteer Fire Department; Fort Bend County Emergency Services District No. 2; Fulshear Volunteer Fire Department; Northeast Fort Bend County Volunteer Fire Department; Orchard Volunteer Fire Department; Pleak Volunteer Fire Department; Thompsons Volunteer Fire Department; and Pecan Grove Volunteer Fire Department.
- D. Approve Dispatch Agreements between Fort Bend County and the following entities effective October 1, 2010: City and Meadows Place; and City of Needville.

**15. TAX ASSESSOR/COLLECTOR:**

- A. Record into Minutes the disposal of Research Department documentation for Years 1997 through 2009 per State Archive Retention schedule of Destruction for the Office of Patsy Schultz.

**Item 15 continued - Tax Assessor Collector:**

- B. Record into Minutes the Summary Monthly Report of Property Taxes collected in November, 2010 as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.**
- 

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 5 - 15 with correction to 12D - \$45,030.60.

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

**16. COUNTY JUDGE:**

- A. Take all appropriation action on Resolution Nominating a Candidate for Position on the Board of Directors of the Fort Bend Central Appraisal District, for a term effective through December 31, 2011, to fill the vacancy created by the resignation of David King.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Resolution Nominating Paul Stamatis Jr. for Position on the Board of Directors of the Fort Bend Central Appraisal District, for a term effective through December 31, 2011, to fill the vacancy created by the resignation of David King.

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

**Item 16 continued - County Judge:**

- B. Take all appropriate action on the First Amendment to the Tax Abatement Agreement between Fort Bend County, Biotics Building LLC and Biotics Research Corporation, to extend the completion date for improvements until December 31, 2011.**

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 Tax Abatement Agreement between Fort Bend County, Biotics Building LLC and Biotics Research Corporation, to extend the completion date for improvements until December 31, 2011.

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

**17. COMMISSIONER, PCT. 1:**

- A. Take all appropriate action on request by Harold Willrich to waive penalty, interest and collection fees totaling \$2,120.97 on property taxes for Tax Years 2008 and 2009, Pct. 1.**

Pulled for further study.

Mr. Willrich appeared before Commissioners Court to explain his request.

- B. Take all appropriate action on the Right of Entry, Release, and Indemnity Agreement between Fort Bend County and Fort Bend Community Revitalization Projects (CORPS) to allow the CORPS access to property that is owned by the County and located on a 0.467 acre tract of land in the Jane Long Survey, Abstract 55, Ransom Road, Fort Bend County, Texas, described in deed dated May 5, 1993 from Sidney Mellon to Ellie Herrera Vasquez recorded in Volume 2525, Page 1907, Fort Bend County Deed Records (F.B.C.D.R.), also known as: The Vazquez House, Precinct 1.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve the Right of Entry, Release, and Indemnity Agreement between Fort Bend County and Fort Bend Community Revitalization Projects (CORPS) to allow the CORPS access to property that is owned by the County and located on a 0.467 acre tract of land in the Jane Long Survey, Abstract 55, Ransom Road, Fort Bend County, Texas, described in deed dated May 5, 1993 from Sidney Mellon to Ellie Herrera Vasquez recorded in Volume 2525, Page 1907, Fort Bend County Deed Records (F.B.C.D.R.), also known as: The Vazquez House, Precinct 1.

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



**18. AUDITOR:**

- A. Take all appropriate action to set the mileage reimbursement rate at 51.0 cents (same as IRS rate), effective January 1, 2011.**

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to set the mileage reimbursement rate at 51.0 cents (same as IRS rate), effective January 1, 2011.

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

- B. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$31,631.21 to the Texas Department of Protective and Regulatory Services regarding Staffing Contract No. 23306004 for staffing in 2010. (Fund: Child Protective Services, County)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$31,631.21 to the Texas Department of Protective and Regulatory Services regarding Staffing Contract No. 23306004 for staffing in 2010. (Fund: Child Protective Services, County)

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

**19. BUDGET & FINANCE:**

- A. Take all appropriate action on the Fort Bend County Investment Policy, as presented by the Director of Finance & Investments, pursuant to Government Code Sec. 2256.005(e).**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to accept the Fort Bend County Investment Policy, as presented by the Director of Finance & Investments, pursuant to Government Code Sec. 2256.005(e).

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

**Item 19 continued - Budget and Finance:**

- B. Take all appropriate action on the Fort Bend County Investment Strategy as presented by the Director of Finance & Investments, pursuant to Government Code Sec. 2256.005(e).**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to accept the Fort Bend County Investment Strategy as presented by the Director of Finance & Investments, pursuant to Government Code Sec. 2256.005(e).

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

**20. 240th DISTRICT COURT:**

**Take all appropriate action on request to transfer the amount of \$6,000 from Non-Departmental Contingency into 240th District Court, Capital Assets, to allocate funds needed for replacement of copy machine.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$6,000 from Non-Departmental Contingency into 240th District Court, Capital Assets, to allocate funds needed for replacement of copy machine.

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

**21. COMMUNITY DEVELOPMENT:**

- A. Take all appropriate action on Agreement between Fort Bend County and Brazos Bend Guardianship Services in the amount of \$25,000 to provide Care Management Services to incapacitated, disabled adults and their families, and authorize County Judge to sign all documents pertaining to Agreement, part of the FY 2010 Consolidated Action Plan approved by Commissioners Court on July 6, 2010. (Fund: Community Development Block Grant)**

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 Brazos Bend Guardianship Services in the amount of \$25,000 to provide Care Management Services to incapacitated, disabled adults and their families, and authorize County Judge to sign all documents pertaining to Agreement, part of the FY 2010 Consolidated Action Plan approved by Commissioners Court on July 6, 2010. (Fund: Community Development Block Grant)

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

- B. Take all appropriate action on Agreement between Fort Bend County and Child Advocates of Fort Bend County in the amount of \$29,113 to provide the salary for a Child and Family Specialist for a program for abused children and non-offending family members; part of the FY 2010 Consolidated Action Plan approved by Commissioners Court on July 6, 2010, and authorize County Judge to sign all documents pertaining to Agreement. (Fund: Community Development Block Grant)**

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 Child Advocates of Fort Bend County in the amount of \$29,113 to provide the salary for a Child and Family Specialist for a program for abused children and non-offending family members; part of the FY 2010 Consolidated Action Plan approved by Commissioners Court on July 6, 2010, and authorize County Judge to sign all documents pertaining to Agreement. (Fund: Community Development Block Grant)

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

**22. PARKS & RECREATION:**

**Take all appropriate action on request to transfer the amount of \$200,000 from Commissioners Court Projects into Barker Cypress Park to allocate funds for baseball field lighting.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$200,000 from Commissioners Court Projects into Barker Cypress Park to allocate funds for baseball field lighting.

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

**23. PURCHASING:**

- A. Take all appropriate action on Agreement between Fort Bend County and Evans Construction in an amount not to exceed \$64,110 for design/build services of the Animal Services satellite, pursuant to SOQ #10-118. (Fund: Facilities, Capital Improvement Project)**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and Evans Construction in an amount not to exceed \$64,110 for design/build services of the Animal Services satellite, pursuant to SOQ #10-118. (Fund: Facilities, Capital Improvement Project)

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

- B. Take all appropriate action request for price increase from Houston Medical Testing Services pursuant to RFP #09-001.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve price increase from Houston Medical Testing Services pursuant to RFP #09-001.

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

Note: Price increase is \$1.25 per test.

**Item 23 continued - Purchasing:**

- C. Take all appropriate action on Statement of Qualification #11-017 for design/build services for the expansion of Animal Services.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to choose Bass Construction for Statement of Qualification #11-017 for design/build services for the expansion of Animal Services.

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

- D. Take all appropriate action on RFP #11-018 for roof replacement projects at the Road and Bridge Dairy Ashford Facility and at Fairgrounds Bldg C.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to choose Remedy Roofing for RFP #11-018 for roof replacement projects at the Road and Bridge Dairy Ashford Facility and at Fairgrounds Bldg C.

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

- E. Take all appropriate action on renewal of retiree medical coverage through Texas Association of Counties, CountyChoice Silver Retiree Medical Program for 2011.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to renew retiree medical coverage through Texas Association of Counties, CountyChoice Silver Retiree Medical Program for 2011.

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

Note: 9% fee increase for retirees age 65 and older.

**24. RISK MANAGEMENT:**

**Take all appropriate action on Employee (Active, Leave of Absence & COBRA) and Retiree premium contributions for 2011 for Fort Bend County Employee Benefit Plan (Medical & Dental), County Choice Silver/Monumental, CompBenefits CompDent and CompBenefits VisionCare.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Employee (Active, Leave of Absence & COBRA) and Retiree premium contributions for 2011 for Fort Bend County Employee Benefit Plan (Medical & Dental), County Choice Silver/Monumental, CompBenefits CompDent and CompBenefits VisionCare.

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

Wyatt Scott, Director of Risk Management, answered questions from members of court.

**25. SHERIFF'S OFFICE:**

- A. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$812.00 to RDJ Specialties for purchase of rulers without a Purchase Order. (Fund: Sheriff, Federal, Office Supplies)**

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 \$812.00 to RDJ Specialties for purchase of rulers without a Purchase Order. (Fund: Sheriff, Federal, Office Supplies)

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

**Item 25 continued - Sheriff's Office:**

- B. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$211.90 to JP Morgan Chase Bank for rental of vehicle from Avis done without contract price. (Fund: Sheriff, Enforcement, Travel)**

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 \$211.90 to JP Morgan Chase Bank for rental of vehicle from Avis done without contract price. (Fund: Sheriff, Enforcement, Travel)

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

Ed Sturdivant, County Auditor, answered questions about credit card and travel policies from members of court.

- C. Take all appropriate action on the West Fort Bend Regional Special Weapons and Tactics (SWAT) Team Mutual Aid Law Enforcement Agreement between Fort Bend County and the City of Rosenberg and Fort Bend County.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve the West Fort Bend Regional Special Weapons and Tactics (SWAT) Team Mutual Aid Law Enforcement Agreement between Fort Bend County and the City of Rosenberg.

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

**Item 25 continued - Sheriff's Office:**

- D. Take all appropriate action on the Fort Bend Regional Special Weapons and Tactics (SWAT) Team Interlocal Cooperation Agreement between Fort Bend County, City of Missouri City, City of Rosenberg, City of Stafford, and City of Sugar Land.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve the Fort Bend Regional Special Weapons and Tactics (SWAT) Team Interlocal Cooperation Agreement between Fort Bend County, City of Missouri City, City of Rosenberg, City of Stafford, and City of Sugar Land.

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

**26. 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 \$4,049,410.35.

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

**27. Adjournment.**

Commissioners Court adjourned at 1:25 p.m. on Tuesday, December 14, 2010.



December 14, 2010

### **DRAINAGE DISTRICT BOARD MINUTES**

BE IT REMEMBERED, That on this 14th 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
SHERRY FISK for 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 1:03 p.m.

**2. Approve transfer in the amount of \$125,000 as detailed on Auditor's form dated December 9, 2010 to reallocate excess funds from FY 2010 into Drainage District projects for FY 2011.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve transfer in the amount of \$125,000 as detailed on Auditor's form dated December 9, 2010 to reallocate excess funds from FY 2010 into Drainage District projects for FY2011.

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

December 14, 2010

3. **Take all appropriation action on Resolution Nominating a Candidate for Position on the Board of Directors of the Fort Bend Central Appraisal District, for a term effective through December 31, 2011, to fill the vacancy created by the resignation of David King.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Resolution Nominating Paul Stamatis, Jr. for Position on the Board of Directors of the Fort Bend Central Appraisal District, for a term effective through December 31, 2011, to fill the vacancy created by the resignation of David King.

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

4. **Take all appropriate action on First Amendment to the Tax Abatement Agreement between the Fort Bend County Drainage District, Biotics Building LLC, and Biotics Research Corporation, to extend the completion date for improvements until December 31, 2011.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve First Amendment to the Tax Abatement Agreement between the Fort Bend County Drainage District, Biotics Building LLC, and Biotics Research Corporation, to extend the completion date for improvements until December 31, 2011.

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

**Recess:**

Recessed at 1:06 p.m.

December 14, 2010

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

**§ 551.071. Consultation With Attorney.** Fort Bend County Drainage District Board of Directors 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 Fort Bend County Drainage District under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Texas Government Code Chapter 551.

- A. **Cause No. 10-CCV-43690; James E. Eiteman and Ludy Eiteman v. Fort Bend County Drainage District; In the County Court at Law No. 4 of Fort Bend County, Texas.**
- B. **Cause No. 10-CCV-043691; Christiaan H. Stevens and Aldegondis Stevens v. Fort Bend County Drainage District; In the County Court at Law No. 2 of Fort Bend County, Texas.**

**Closed Session:**

Convened at 1:36 p.m.  
Adjourned at 1:43 p.m.

**Reconvene:**

Reconvened at 1:46 p.m.

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

**§ 551.071. Consultation With Attorney.**

- A. **Cause No. 10-CCV-43690; James E. Eiteman and Ludy Eiteman v. Fort Bend County Drainage District; In the County Court at Law No. 4 of Fort Bend County, Texas.**
- B. **Cause No. 10-CCV-043691; Christiaan H. Stevens and Aldegondis Stevens v. Fort Bend County Drainage District; In the County Court at Law No. 2 of Fort Bend County, Texas.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered that the County Attorney is authorized to incur litigation expenses for Cause No. 10-CCV-43690; James E. Eiteman and Ludy Eiteman v. Fort Bend County Drainage District; In the County Court at Law No. 4 of Fort Bend County, Texas and Cause No. 10-CCV-043691; Christiaan H. Stevens and Aldegondis Stevens v. Fort Bend County Drainage District; In the County Court at Law No. 2 of Fort Bend County, Texas in an amount not to exceed \$7,000.00 each.

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

December 14, 2010

**7. Adjournment.**

The Drainage District Board adjourned at 1:47 p.m. on Tuesday, December 14, 2010.