

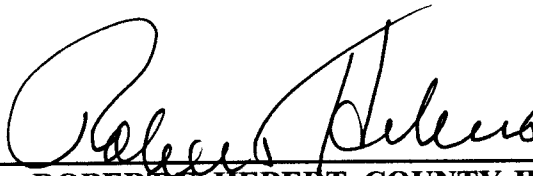
APPROVAL OF MINUTES  
COMMISSIONERS COURT  
FORT BEND COUNTY

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 11th day of January, 2011.



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 25th day of January, 2011.



ROBERT E. HEBERT, COUNTY JUDGE

January 11, 2011

## MINUTES

BE IT REMEMBERED, That on this 11th DAY of JANUARY, 2011, 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 Morrison.**

Invocation and Pledge of Allegiance by Commissioner Morrison.

**3. Approve minutes of regular meeting held on January 4, 2011.**

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 January 4, 2011.

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

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

No public comments.

County offices closed January 17 for Dr. Martin Luther King Jr. birthday.

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

- A. Acceptance of the revised traffic control plan for Waterside Estates, Section 1, to establish "No Parking During School Hours" signs on Richland Creek Lane from Waterside Estates Drive to Edge Mountain Court, Precinct 3.**
- B. Acceptance of the traffic control plan for Chelsea Harbour, Section 1 and Section 2, Precinct 4.**

Public hearing held. No public comments.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

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

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

**CONSENT AGENDA ITEMS 6 - 14:**

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

**Risk Management: Wyatt Scott, Gilbert Jalomo, and Felecia Evans-Smith to San Jose, Costa Rica, C.A., January 20-23, 2011, to evaluate employee medical and dental service providers. (Fund: Employee Benefits Fund)**

**7. COUNTY JUDGE:**

**Approve the appointment of members to the Fort Bend County Historical Commission, pursuant to Texas Local Government Code Sections 318.002-003 for a term of office from January 1, 2011 through January 1, 2013.**

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

- A. Approve the appointment of Patricia (Trish) Garcia Monet to the Fort Bend County Spanish Language Advisory Committee for Elections Administration for the term of January 1, 2011 through December 31, 2012.**

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**Item 8 continued - Commissioner Pct. 1:**

- B. Approve Project Agreement between Fort Bend County and City of Orchard to assist in cleaning an outfall ditch to improve City Drainage. County expenditure not to exceed \$4,500. (Fund: Road & Bridge)

**9. BUDGET & FINANCE:**

- A. Record into Minutes the Fort Bend County Budget Calendar for FY 2012.

**B. BUDGET TRANSFERS**

- 1. Constable, Pct. 4: Approve transfer in the amount of \$1,210 from Operating into Information Technology to allocate funds for replacement of computer and software licensing.
- 2. Facilities Management & Planning: Approve transfer in the amount of \$300 from Fees into Information Technology to allocate funds for purchase of software upgrade for reception area at Rosenberg Annex.
- 3. Treasurer's Office: Approve transfer in the amount of \$1,200 from Fees into Part-Time/Temporary to allocate additional funds needed for completion of GHG timekeeping project.
- 4. Treasurer's Office: Approve transfer in the amount of \$475 from Emergency Medical Service Collections, Office Supplies, into Information Technology to allocate funds for replacement of printers.

**10. ENGINEERING:**

- A. Approve payment of Invoice No. 306 in the amount of \$10,508.98 to Chiang Patel & Yerby, Inc. regarding the expansion of Katy-Flewellen Road (from Pin Oak to Katy-Gaston), Mobility Bond Project #734, Precinct 3. (Fund: 2007 Mobility Bonds)
- B. Approve payment of Invoice No. 13 in the amount of \$5,000.00 to Chiang Patel & Yerby, Inc. regarding the expansion of Katy-Flewellen Road (from Pin Oak to Katy-Gaston), Mobility Bond Project #734, Precinct 3. (Fund: 2007 Mobility Bonds)
- C. Approve payment of Invoice No. 307R (21) in the amount of \$3,350.91 to Chiang Patel & Yerby, Inc. regarding the expansion of Katy-Flewellen Road (from Pin Oak to Katy-Gaston), Mobility Bond Project #734, Precinct 3. (Fund: 2007 Mobility Bonds)
- D. Approve Payment of Invoice No. 8 (Pay Estimate No. 8) in the amount of \$101,250.37 to Durwood Greene Construction Company regarding improvements to Katy Flewellen Road, Mobility Bond Project #734, Precinct 3. (Funds: 2007 Mobility Bonds)
- E. Approve payment of Invoice No. 201012-118 (Pay Estimate No. 3) in the amount of \$335,153.70 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)

**Item 10 continued - Engineering:**

- F. Approve payment of Invoice No. 4 (Pay Estimate No. 4) in the amount of \$680,529.14 to Allgood Construction Company, Inc. regarding improvements to Greenbusch Road Phase II, Mobility Bond Project #732, Precinct 3. (Fund: 2007 Mobility Bonds)
- G. Approve payment of Invoice No. 8 - Final (Pay Estimate No. 8) in the amount of \$181,311.75 to Allgood Construction Company, Inc. regarding improvements to Katy Gaston Road (from FM 1093 to Cinco Ranch Blvd.), Mobility Bond Project #733, Precinct 3. (Fund: 2007 Mobility Bonds)
- H. Approve payment of Invoice No. 10305 in the amount of \$20,557.30 to Gonzalez Construction Enterprises regarding improvements to Williams Way Boulevard (formerly known as Ransom Road), and the outfall for Fort Bend County Levee Improvement District No. 6, Mobility Bond Project #747, Precinct 1. (Fund: 2007 Mobility Bonds)
- I. Approve application from Comcast, LLC to bore under and hang aerial cable along Ustinik, Precinct 1.
- J. Approve application from Identity Homes Construction Management to construct a driveway tie-in onto Bluff Hollow, Precinct 1.
- K. Approve release of Performance Bond #46BSBEV3214 in the amount of \$56,875.75 to Construction Supervisors, Inc. for completion of work on Fry Road, Permit 83692, Pct. 3.
- L. Approve the plat for Park Westheimer Plaza, Precinct 3.
- M. Approve plat for the roads within Hartford Landing at Riverstone, Section 2, Pct. 4.
- N. Approve plat for the lots within Hartford Landing at Riverstone, Section 2, Pct. 4.
- O. Approve plat for the roads within Sienna Village of Anderson Springs, Section 14, Pct. 2.
- P. Approve plat for the lots within Sienna Village of Anderson Springs, Section 14, Precinct 2.
- Q. Set public hearing for acceptance of the traffic control plan for Sartartia Road, Bishop Lane, Pecan Grove Lane, Thompson Chapel, McVey Lane and Lee Lane, Precinct 4. *(Tuesday, February 8, 2011, at 1:00 p.m.)*
- R. Set public hearing for acceptance of the Traffic/Safety plan for Pink Taylor Run Road to include placement of "No Trucks" signs to be located from FM 2919 to West Tavener, Precinct 1. *(Tuesday, February 8, 2011, at 1:00 p.m.)*
- 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 Bond and/or Capital Projects:
  - A. Invoice No. 5282 in the amount of \$692.40 to Total Technologies for Voice/Data Cabling costs associated with the Behavioral Health Services Offices located in the Precinct One Facility;

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**Item 11 continued - Facilities Management and Planning:**

- B. Invoice No. XF54K17R3 in the amount of \$468.44 to Dell for computer software costs associated with the Behavioral Health Services offices located in the Precinct One Facility;**
- C. Invoice No. UM83117 in the amount of \$21,588.00 to 3M for furniture, fixture, and equipment costs regarding the University Branch Library;**
- D. Invoice No. 1871 in the amount of \$926.32 to Carter Goble Lee, LLC. for Professional Services regarding the Jail Expansion Project;**
- E. Pay Application No. Two (Final) in the amount of \$5,003.40 to SLI Group for Design/Construction services regarding the Kids & Canines Kennels;**
- F. Pay Application No. 19 in the amount of \$2,230,893.00 to JE Dunn South Central, Inc., for Construction Services regarding the Justice Center.**

**12. FIRE MARSHAL:**

- A. Record into Minutes the renewal of Bond for Fire Investigator Robert N. Baker effective February 10, 2011 through February 10, 2014.**
- B. Record into Minutes the renewal of Bond for Fire Investigator Matthew F. Cornell, effective January 7, 2011 through January 7, 2012.**
- C. Record into Minutes the renewal of Bond for Fire Investigator Michael A. Richter effective November 9, 2010 through November 9, 2012.**

**13. SHERIFF'S OFFICE:**

**Approve renewal of the Prisoner Housing Agreement between Fort Bend County and Prisoner Transportation Services of America, LLC effective through September 30, 2011.**

**14. TAX ASSESSOR/COLLECTOR:**

**Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on January 4, 2011, for an amount totaling \$27,021.09 for the Office of Patsy Schultz.**

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Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 6 - 14.

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

**15. COMMISSIONER, PCT. 1:**

**Take all appropriate action on Resolution by Fort Bend County to Apply for Flood Protection Grant Assistance with the Texas Water Development Board to develop a Flood Protection Study for Rabbs Bayou and Gapps Bayou, which drain into the Brazos River.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Resolution by Fort Bend County to apply for Flood Protection Grant Assistance with the Texas Water Development Board to develop a Flood Protection Study for Rabbs Bayou and Gapps Bayou, which drain into the Brazos River.

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

**16. COMMUNITY DEVELOPMENT:**

**Take all appropriate action on Agreement between Fort Bend County and Fort Bend County Municipal Utility District 19 in the amount of \$99,300 for replacement of Lift Station No. 2 in the Riverwood Village Subdivision, 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 the Agreement. (Fund: Community Development Block 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 Fort Bend County Municipal Utility District 19 in the amount of \$99,300 for replacement of Lift Station No. 2 in the Riverwood Village Subdivision, 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 the Agreement. (Fund: Community Development Block Grant)

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

**17. COUNTY ATTORNEY:**

**Take all appropriate action to authorize payment by Invoice Transmittal for an amount totaling \$90.00 to Skelton Business Equipment for items purchased without 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 payment by Invoice Transmittal for an amount totaling \$90.00 to Skelton Business Equipment for items purchased without purchase order. (Fund: County Attorney, Office Supplies)

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

**18. ENGINEERING:**

- A. 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 Sienna Village of Anderson Springs, Section 17A, on behalf of Sienna/Johnson North, L.P. Precinct 2.**
- B. Take all appropriate action on plat for the roads within Sienna Village of Anderson Springs, Section 17A, Precinct 2.**
- C. Take all appropriate action on plat for the lots within Sienna Village of Anderson Springs, Section 17A, Precinct 2.**
- 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 Sienna Village of Anderson Springs, Section 18A, on behalf of Sienna/Johnson North, L.P., Precinct 2.**
- E. Take all appropriate action on plat for the roads within Sienna Village of Anderson Springs, Section 18A, Precinct 2.**
- F. Take all appropriate action on plat for the lots within Sienna Village of Anderson Springs, Section 18A, Precinct 2.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve agenda item 18 A - F.

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



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**19. FACILITIES MANAGEMENT & PLANNING:**

**Take all appropriate action on Change Order No. Five to the Agreement between Fort Bend County and Turner Construction Company to increase the amount by \$195,011 regarding upgrades to the East Tower of the Jail. (Fund: Facility Bond Project)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Change Order No. Five to the Agreement between Fort Bend County and Turner Construction Company to increase the amount by \$195,011 regarding upgrades to the East Tower of the Jail. (Fund: Facility Bond Project)

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

**20. HUMAN RESOURCES:**

**Take all appropriate action on request to reclassify Position No. 4553-0005 in the Office of Justice of the Peace Pct 2, from Clerk III, Grade 7 of the Administrative Clerical Policy Group, to Administrative Assistant, Grade 9 of the Administrative Clerical Policy Group, effective January 22, 2011.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to reclassify Position No. 4553-0005 in the Office of Justice of the Peace Pct 2, from Clerk III, Grade 7 of the Administrative Clerical Policy Group, to Administrative Assistant, Grade 9 of the Administrative Clerical Policy Group, effective January 22, 2011.

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

**21. OFFICE OF EMERGENCY MANAGEMENT:**

- A. Take all appropriate action on Assignment Agreement between Fort Bend County and City of Richmond to transfer ownership interests of grant-purchased automated fingerprint identification system equipment from the County to the City of Richmond.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Assignment Agreement between Fort Bend County and City of Richmond to transfer ownership interests of grant-purchased automated fingerprint identification system equipment from the County to the City of Richmond.

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

- B. Take all appropriate action on Assignment Agreement between Fort Bend County and City of Rosenberg to transfer ownership interests of grant-purchased automated fingerprint identification system equipment from the County to the City of Rosenberg.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Assignment Agreement between Fort Bend County and City of Rosenberg to transfer ownership interests of grant-purchased automated fingerprint identification system equipment from the County to the City of Rosenberg.

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

**Item 21 continued - Office of Emergency Management:**

- C. **Take all appropriate action to authorize submission of grant application to the Texas Division of Emergency Management for participation in the Fiscal Year 2011 Emergency Management Performance Grant (EMPG) program, and authorize County Judge to sign all documents pertaining to the application.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize submission of grant application to the Texas Division of Emergency Management for participation in the Fiscal Year 2011 Emergency Management Performance Grant (EMPG) program, and authorize County Judge to sign all documents pertaining to the application.

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

**22. PARKS & RECREATION:**

**Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$14,884.96 to The Cinco Association for labor and material charges regarding the nature trails at Cinco Ranch. (Fund: Parks Grant)**

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 \$14,884.96 to The Cinco Association for labor and material charges regarding the nature trails at Cinco Ranch. (Fund: Parks Grant)

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

**23. PUBLIC TRANSPORTATION:**

**A. Take all appropriate action on adoption of the Fort Bend County Public Transportation Passenger Guidelines.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to authorize Transit Director and County Judge to adopt Fort Bend County Public Transportation Passenger Guidelines.

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

Commissioner Patterson thanked Paulette Shelton, Public Transportation Director and committee members for their work on this year long project.

**B. Take all appropriate action to accept and authorize County Judge to sign Amendment #1 to the FY 2010 Section 5310 Elderly & Disabled Grant Agreement CTR# 51012F7270, to add the remaining apportionment of funds provided on Minute Order 112259, increasing the total reimbursable amount to \$327,876, and 65,575 in Transportation Development Credits (TDC) in lieu of local match.**

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 #1 to the FY 2010 Section 5310 Elderly & Disabled Grant Agreement CTR# 51012F7270, to add the remaining apportionment of funds provided on Minute Order 112259, increasing the total reimbursable amount to \$327,876, and \$65,575 in Transportation Development Credits (TDC) in lieu of local match.

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

Commissioner Patterson stated that Transportation Development Credits are Toll Road credits.

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24. **PURCHASING:**

- A. **Take all appropriate action on Agreement between Fort Bend County and Lockwood, Andrews & Newman, Inc. in an amount not to exceed \$32,147 to provide consulting services for a specialized technical assessment of emergency power options for the Fort Bend County Jail, pursuant to Statement of Qualification #10-114. (Fund: Sheriff's Office)**

Moved by Commissioner Patterson Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and Lockwood, Andrews & Newman, Inc. in an amount not to exceed \$32,147 to provide consulting services for a specialized technical assessment of emergency power options for the Fort Bend County Jail, pursuant to Statement of Qualification #10-114. (Fund: Sheriff's Office)

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

- B. **Take all appropriate action on Amendment No. 3 in the amount of \$17,273 to the Agreement between Fort Bend County and Tiburon, Inc. to provide extended services for interface between Tiburon Records Management System and E-Citation System with Brazos Technology. (Fund: Tiburon Project)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Amendment No. 3 in the amount of \$17,273 to the Agreement between Fort Bend County and Tiburon, Inc. to provide extended services for interface between Tiburon Records Management System and E-Citation System with Brazos Technology. (Fund: Tiburon Project)

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

**Item 24 continued - Purchasing:**

- C. Take all appropriate action on Department of Information Resources Agreement #DIR-SDD-1014 for project migration to Microsoft Outlook Software from Dell for an amount not to exceed \$61,500. (Fund: Information Technology, Fees)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Department of Information Resources Agreement #DIR-SDD-1014 for project migration to Microsoft Outlook Software from Dell for an amount not to exceed \$61,500. (Fund: Information Technology, Fees)

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

- D. Take all appropriate action on amended Novell E-Directory to Microsoft Active Directory Migration Agreement between Fort Bend County and The Harding Group, Inc. utilizing Texas BuyBoard Contract #331-09, for an amount not to exceed \$31,200. (Fund: Information Technology, Fees)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve amended Novell E-Directory to Microsoft Active Directory Migration Agreement between Fort Bend County and The Harding Group, Inc. utilizing Texas BuyBoard Contract #331-09, for an amount not to exceed \$31,200. (Fund: Information Technology, Fees)

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

**Item 24 continued - Purchasing:**

- E. Take all appropriate action on amended Novell Groupwise to Microsoft Exchange Migration Agreement between Fort Bend County and The Harding Group, Inc. utilizing Texas BuyBoard Contract #331-09 for an amount not to exceed \$31,200. (Fund: Information Technology, Fees)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve amended Novell Groupwise to Microsoft Exchange Migration Agreement between Fort Bend County and The Harding Group, Inc. utilizing Texas BuyBoard Contract #331-09 for an amount not to exceed \$32,440. Fund: Information Technology, Fees)

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

- F. Take all appropriate action on amended System Center Configuration Manager Agreement between Fort Bend County and The Harding Group, Inc. utilizing Texas BuyBoard Contract #331-09 for an amount not to exceed \$13,200. (Fund: Information Technology, Fees)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve amended System Center Configuration Manager Agreement between Fort Bend County and The Harding Group, Inc. utilizing Texas BuyBoard Contract #331-09 for an amount not to exceed \$13,200. (Fund: Information Technology, Fees)

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

**Item 24 continued - Purchasing:**

- G. Take all appropriate action on amended Zen Icon Deployment Agreement between Fort Bend County and The Harding Group, Inc. utilizing Texas BuyBoard Contract #331-09 for an amount not to exceed \$750. (Fund: Information Technology, Fees)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve amended Zen Icon Deployment Agreement between Fort Bend County and The Harding Group, Inc. utilizing Texas BuyBoard Contract #331-09 not to exceed \$750.00. (Fund: IT 63000)

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

**25. SHERIFF'S OFFICE:**

**Take all appropriate action on Revised Order Creating Rules and Regulations for Nonconsent Towing and Storage Services in the Unincorporated Area of Fort Bend County.**

Pulled.

**26. TREASURER:**

**Take all appropriate action on Resolution to authorize investment of County funds and funds under its control in the Texas Cooperative Liquid Assets Securities System Trust.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to adopt Resolution to authorize investment of County funds and funds under its control in the Texas Cooperative Liquid Assets Securities System Trust.

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



January 11, 2011

**27. Approve Bills.**

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve bills in the amount of \$5,680,785.79.

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

**28. Authorize County Auditor to pay and release time sensitive bills on January 20, 2011, to be ratified by Commissioners Court on January 25, 2011.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize County Auditor to pay and release time sensitive bills on January 20, 2011, to be ratified by Commissioners Court on January 25, 2011.

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

**29. Adjournment.**

Commissioners Court adjourned at 1:18 p.m. on Tuesday, January 11, 2011.

January 11, 2011

## **DRAINAGE DISTRICT BOARD MINUTES**

BE IT REMEMBERED, That on this 11th DAY of January, 2011, 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. Take all appropriate action to consider granting an exception to the Employee Information Manual, Section 513.06, Vacation Accrual Limits, for an employee of the Drainage District, Position No. 6201-0033, for a total accrual carryover of 188.68 hours.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to grant an exception to the Employee Information Manual, Section 513.06, Vacation Accrual Limits, for an employee of the Drainage District, Position No. 6201-0033, for a total accrual carryover of 188.68 hours.

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

**Recess:**

Recessed at 1:04 p.m.

January 11, 2011

3. **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. **Cause No. 11-CCV-044047; Kerry A. Kilburn and Cynthia H. Kilburn v. Fort Bend County Drainage District in County Court at Law #1 in Fort Bend County, Texas.**
- B. **Cause No. 11-CCV-044046; Fred E. Bray v. Fort Bend County Drainage District in County Court at Law #1 in Fort Bend County, Texas.**

**Closed Session:**

Convened at 1:30 p.m.

Adjourned at 1:31 p.m.

**Reconvene:**

Reconvened at 1:33 p.m.

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

**§ 551.071. Consultation With Attorney.**

- A. **Cause No. 11-CCV-044047; Kerry A. Kilburn and Cynthia H. Kilburn v. Fort Bend County Drainage District in County Court at Law #1 in Fort Bend County, Texas.**
- B. **Cause No. 11-CCV-044046; Fred E. Bray v. Fort Bend County Drainage District in County Court at Law #1 in Fort Bend County, Texas.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to incur litigation expenses not to exceed \$7,000.00 each for Cause No. 11-CCV-044047; Kerry A. Kilburn and Cynthia H. Kilburn v. Fort Bend County Drainage District and Cause No. 11-CCV-044046; Fred E. Bray v. Fort Bend County Drainage District in County Court at Law #1 in Fort Bend County, Texas with funds from Drainage District.

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

5. **Adjournment.**

The Drainage District Board adjourned at 1:35 p.m. on Tuesday, January 11, 2011.