

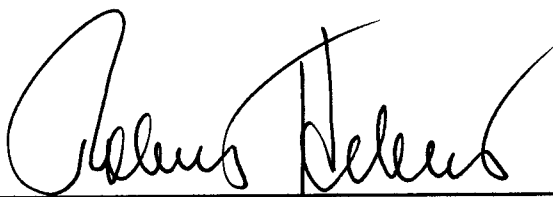
APPROVAL OF MINUTES
COMMISSIONERS COURT
FORT BEND COUNTY

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 25th day of January, 2011.



DIANNE WILSON, COUNTY CLERK

Now, therefore, be it resolved upon the motion of Commissioner Meyers seconded by Commissioner Prestage, duly put and carried, it is ordered to accept as presented for record the attached minutes approved on this the 1st day of February, 2011.



ROBERT E. HEBERT, COUNTY JUDGE

January 25, 2011

MINUTES

BE IT REMEMBERED, That on this 25th 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 1:04 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 January 11, 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 11, 2011.

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

4. Public Comments regarding the Agenda and Announcements.

January Service Awards were presented to county employees.

Michael Ross, City Manager for West University and Rodney Vannerson, president for Riverpark Property Owners Assoc., are for the project on item 12A.

Commissioner Meyers thanked Commissioner Prestage for 20 years of service.

CONSENT AGENDA ITEMS 5 - 18:

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

- A. **Public Transportation:** Tennille Jones, Gregory Wilson and James Hoss to Boca Raton, Florida, April 16-21, 2011, to attend the 2011 Trapeze Software User Conference. (Fund: Public Transportation, Travel)
- B. **Purchasing:** Gilbert Jalomo and Debbie Kaminski to National Harbor, Maryland, August 24 - 30, 2011, to attend 2011 National Institute of Governmental Purchasing (NIGP) Annual Forum. (Fund: Purchasing, Travel)
- C. **Sheriff's Office:** Ratify travel by M. Kubricht and J. Harris to Kingston, New York, January 17-19, 2011, for extradition of prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)
- D. **Sheriff's Office:** S. Colunga, J. Fontenot and K. Walger to Millersville, Maryland, March 6-11, 2011, for polygraph training. (Fund: Sheriff, Federal Assets, Projects, Travel)
- E. **Sheriff's Office:** D. Haenel to Las Vegas, Nevada, June 25-30, 2011, to attend Society for Human Resource Management Annual Conference. (Fund: Sheriff, Enforcement, Travel)

6. COUNTY JUDGE:

- A. **Record into Minutes the Public Official Bond for G. Denis Murphy on behalf of Fort Bend Emergency Services District No. 1 effective December 31, 2011 through December 31, 2011.**
- B. **Approve adoption of Order to Rescind the Declaration and Order Prohibiting Outdoor Burning in Fort Bend County, effective January 25, 2011.**
- C. **Approve the reappointment of Bill Jameson as Fort Bend County's Director to the Gulf Coast Rail District effective for a two-year term commencing January 23, 2011.**

7. COMMISSIONER, PCT. 1:

- A. Approve the appointment of Carlos Garcia to the Fort Bend County Spanish Language Advisory Committee for Elections Administration for the term of January 1, 2011 through December 31, 2012.**
- B. Accept Deed for lots in Fresno Addition from the Estate of Carita (Rita) Hummel and record same into Fort Bend County Property Records; Pct. 1.**

8. BUDGET & FINANCE:

- A. Approve and record the Fort Bend County Budget Policy for FY 2012.**

B. BUDGET TRANSFERS:

- 1. Budget Office: Approve transfer in the amount of \$494,980 as detailed on Director's form dated January 19, 2011, pursuant to FY 2011 First Quarter Salary Audit for the General Fund.**
- 2. Road & Bridge: Approve transfer in the amount of \$100,073 as detailed on Finance Director's form dated January 19, 2011, pursuant to FY 2011 First Quarter Salary Audit for the Road & Bridge Fund.**
- 3. Road & Bridge: Approve transfer in the amount of \$235,124 as detailed on Auditor's form dated January 13, 2011, to amend the budget pursuant to Local Government Code Section 111.0707 and allocate funds received from Houston Galveston Area Council.**

9. CONSTABLE, PCT. 3:

Record into Minutes the 2010 Racial Profiling Report for the Office of Constable, Precinct 3, pursuant to Code of Criminal Procedure, Articles 2.131 – 2.138.

10. ENGINEERING:

- A. Approve payment of Invoice No. 49052 (Pay Estimate No. 18) in the amount of \$10,538.60 to Burk-Kleinpeter, Inc. regarding the expansion of Trammel Fresno Road, Mobility Bond Project #746, Precincts 1 and 2. (Fund: 2007 Mobility Bonds)**
- B. Approve payment of Invoice No. 37081707 in the amount of \$27,583.36 to AECOM USA, Inc. regarding Old Richmond Road, from FM 1464 to West Airport, Mobility Bond Project #728, Precinct 4. (Fund: 2007 Mobility Bonds)**
- C. Approve payment of Invoice No. 20105356 (Pay Estimate No. 11) in the amount of \$11,708.15 to LJA Engineering & Surveying, Inc. regarding the extension of South Post Oak Blvd. and the reconstruction of McKeever Road, Mobility Bond Project #763, Precinct 1. (Fund: 2007 Mobility Bonds)**
- D. Approve payment of Invoice T177938 (Pay Estimate No. 5) in the amount of \$12,490.26 to Terracon regarding Greenbusch Road, Phase II (from Mill Manor to Falcon Landing Blvd.), Mobility Bond Project #732, Precinct 3. (Fund: 2007 Mobility Bonds)**

Item 10 continued - Engineering:

- E. Approve payment of Invoice No. 3697 in the amount of \$13,128.75 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. 10-12-631 (Pay Estimate No. 31) in the amount of \$150.00 to Percheron Acquisitions, LLC regarding the expansion of Mason Road, Mobility Bond Project #735, Precinct 3. (Fund: Right of Way)**
- G. Approve payment of Invoice No. 10-12-2-631 (Pay Estimate No. 32) in the amount of \$323.00 to Percheron Acquisitions, LLC regarding the expansion of Mason Road, Mobility Bond Project #735, Precinct 3. (Fund: Right of Way)**
- H. Approve payment of Invoice No. 10-374 (Pay Estimate No. 7) in the amount of \$6,728.86 to HVJ Associates, Inc. regarding materials testing for improvements to Katy Flewellen Road, Mobility Bond Project #734, Precinct 3. (Fund: 2007 Mobility Bonds)**
- I. Approve payment of Invoice No. 2010-1071-01 (Pay Estimate No. 2) in the amount of \$5,740.00 to Tedsi Infrastructure Group regarding traffic signal design for Greenbusch Road/Westheimer Parkway at Falcon Landing Boulevard, Mobility Bond Project #703, Precinct 3. (Fund: 2007 Mobility Bonds)**
- J. Approve the release of Performance Bond #929497378 in the amount of \$250,486.51 and replace with Performance Bond #58679560 in the amount of \$250,486.51 for Gonzalez Construction Enterprise, Inc. Permit #83874, Precinct 3.**
- K. Approve application from Andrade Concrete & Construction, Inc. to construct a driveway tie-in onto West Bellfort, Precinct 3.**
- L. Approve application from D.L. Elliott Enterprises, Inc. to bore under and bury a 20-inch and 24-inch water line along Promenade Blvd., Avenue E, Willow Drive, and Stafford Run Creek, Precinct 2.**
- M. Approve application from Lennar Homes to construct two driveway tie-ins onto Watford Bend, Precinct 1.**
- N. Approve application from M Street Homes to construct a driveway tie-in onto Watford Bend, Precinct 1.**
- O. Approve application from Ryland Homes to construct a driveway tie-in onto Foxgate Drive, Precinct 1.**
- P. Approve application from Identity Homes to construct a driveway tie-in onto Crescent Water Drive, Precinct 1.**
- Q. Approve request for Fort Bend County to sponsor a Texas Department of Transportation Project on behalf of Cardiff Ranch, L.P. to expedite the construction of a tie-in paving connection to FM 1463 at Pine Mill Ranch, including the addition of a left turn lane and a right turn deceleration lane in the Pine Mill Ranch Development, at no cost to the County, Precinct 3.**

Item 10 continued - Engineering:

- R. Approve plat for the roads within Cinco Ranch Southwest, Section 50, Precinct 3.**
- S. Approve plat for the lots within Cinco Ranch Southwest, Section 50, Precinct 3.**
- T. Approve plat for the roads within Cinco Ranch Southwest, Section 51, Precinct 3.**
- U. Approve plat for the lots within Cinco Ranch Southwest, Section 51, Precinct 3.**
- V. Approve plat for the roads within Cinco Ranch Southwest, Section 53, Precinct 3.**
- W. Approve plat for the lots within Cinco Ranch Southwest, Section 53, Precinct 3.**
- X. Approve the plat for Grand Parkway Baptist Church, Precinct 4.**
- Y. Accept the streets in Katy Creek Ranch, Section 4: Katy Creek Ranch Drive 392.76 LF; Ginger Ranch Drive 1,860.82 LF; Kale Ranch Drive 103.57 LF; Florian Ranch Drive 897.24 LF; Cotton Ranch Drive 232.96 LF; Hazel Ranch Drive 899.70 LF; and Tulip Ranch Drive 961.17 LF; for a total of 5,348.22 LF; and release bond #58643854 in the amount of of \$384,462.40, Precinct 3.**
- Z. Accept the streets in Cinco Ranch Southwest, Section 34: Wild Oak Lake Drive 623.76 LF; Brookmall Drive 538.67 LF; Hidden Alley Drive 828.71 LF; and Sawland Drive 301.99 LF; for a total of 2,293.13 LF; and release bond #SU5025077 in the amount of \$193,550.00, Precinct 3.**
- AA. Accept the streets in Firethorne, Section 15: South Firethorne Road 726.45 LF; Blue Holly Lane 561.81 LF; and Ravens Prairie Drive 614.02 LF; for a total of 1,902.28 LF; and release Bond #5005536 in the amount of \$137,690.00, Precinct 3.**
- BB. Accept the streets in Firethorne, Section 18: Golden Larch Drive 791.49 LF; Stonestead Drive 1,421.99 LF; Spiceberry Drive 631.50 LF; Kinglet Pines Drive 1,003.03 LF; and Firewalk Trace 462.28 LF; for a total of 4,307.29 LF; and release Bond #5005535 in the amount of \$306,880.00, Precinct 3.**
- CC. Set public hearing for acceptance of the traffic control plan for Firethorne, Section 15 and Section 18, Precinct 3. *(Tuesday, February 22, 2011, at 1:00 p.m.)***
- DD. Set public hearing for acceptance of the traffic control plan for Evergreen and California, in the Fresno area, Precinct 1. *(Tuesday, February 22, 2011, at 1:00 p.m.)***
- EE. Set public hearing for acceptance of the traffic control plan for Cinco Ranch Southwest, Section 34, Precinct 3. *(Tuesday, February 22, 2011, at 1:00 p.m.)***
- FF. Set public hearing for acceptance of the traffic/warrant study for the intersection of Falcon Landing Blvd. at Falcon Knoll Lane within Falcon Ranch, Section 4, to add a mutiway stop, Precinct 3. *(Tuesday, February 22, 2011, at 1:00 p.m.)***
- GG. Set public hearing for acceptance of the traffic control plan for Katy Creek Ranch, Section 4, Precinct 3. *(Tuesday, February 22, 2011, at 1:00 p.m.)***

Item 10 continued - Engineering:

- HH. Set public hearing for Grand Corner Reserves Partial Replat No. 1, Precinct 3. *(Tuesday, March 1, 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. Pay Application No. 3 to EE Reed Construction, LP in the amount of \$377,266.00 for Construction Services regarding the University Branch Library in Sugar Land;
 - B. Invoice No. 1 in the amount of \$4,840.00 to Ernest Trailer Sales for Landscape Equipment necessary for maintenance of the County's 40-Acre Site;
 - C. Invoice No. XF5CC7TN2 and Invoice No. XF56WX821 for an amount totaling \$20,599.15 to Dell for furniture, fixture, and equipment costs associated with renovations to the Sheriff Communications Center;
 - D. Pay Application No. 15 (Final) in the amount of \$30,869.00 to Rosenberger Construction LP for Construction Services regarding the Fort Bend County North Annex;
 - E. Invoice No. XF556DF15, Invoice No. XF56K927, and Invoice No. XF599PFX3 for an amount totaling \$2,487.29 to Dell for computer hardware costs associated with the Behavioral Health Services offices located in the Precinct One Facility;
 - F. Invoice No. 437 in the amount of \$1,900.00 to Hellman Fire Protection for fire sprinkler costs associated with the Behavioral Health Services Offices located in the Precinct One Facility;
 - G. Invoice No. T177940 in the amount of \$8,602.63 to Terracon for materials testing services regarding the University Branch Library in Sugar Land;
 - H. Invoice No. 21 in the amount of \$12,142.42 to Bailey Architects for Professional Services regarding the University Branch Library in Sugar Land;
 - I. Invoice No. ADV-12652 in the amount of \$895.00 to Advant Tech Solution for equipment costs associated with the Tax Assessor/Collector Facility.
12. **FORT BEND GRAND PARKWAY TOLL ROAD AUTHORITY:** The Board of Directors of the Fort Bend Grand Parkway Toll Road Authority (GPTRA) reviewed the following items at their regular meeting held on January 19, 2011, and makes the following recommendation to Commissioners Court:
- A. Approve the Engineering Services Agreement between Fort Bend Grand Parkway Toll Road Authority and Kellogg, Brown & Root Services, Inc. in the amount of \$504,721.78 for design services regarding Section 1, the overpass at West Riverpark Drive.
 - B. Approve Engineering Services Agreement between Fort Bend Grand Parkway Toll Road Authority and AECOM Technical Services, Inc. in the amount of \$539,868.69 for design services regarding Section 4, the overpass at West Airport Boulevard.

13. HEALTH & HUMAN SERVICES:

Social Services: Approve renewal of Agreement between Fort Bend County and Green Mountain Energy Company for continued participation in the bill payment assistance program for 2011.

14. HUMAN RESOURCES:

Approve withdrawal of hours from the Shared Sick Leave Pool as follows: Employee of Juvenile Probation, Position No. 5751-0067, 80 hours; Employee of Sheriffs Office, Position No. 5601-0633, 192 hours; Employee of Road & Bridge, Position No. 6111-0020, 40 hours; and Employee of Indigent Health, Position No. 6401-0003, 131 hours.

15. OFFICE OF EMERGENCY MANAGEMENT:

Approve Memorandum of Understanding between Fort Bend County and The American Red Cross to provide broad framework for cooperation in rendering assistance to victims in time of disaster, and other services for which cooperation may be mutually beneficial.

16. PURCHASING: Authorize advertising for Statements of Qualification (SOQs), Bids, and/or Request for Proposals (RFPs) for the following:

- A. Periodical subscriptions for the Library System;**
- B. Bridge materials;**
- C. Road materials;**
- D. HVAC repairs;**
- E. Culverts;**
- F. Electrical project at Barker Park baseball fields;**
- G. Fork Lifts;**
- H. Design/Build of bathroom/ concession stand for Barker Park baseball fields;**
- I. Intelligent transportation system for Public Transportation Department.**

17. TAX ASSESSOR/COLLECTOR:

- A. Record into Minutes the Summary Monthly Report of Property Taxes collected in December, 2010, as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.**
- B. Approve Renewal Agreement for Electronic Government Payments between Fort Bend County and Merchant MultiService, LLC, dba: Gov-Pay to process over the counter credit card transactions for property tax and motor vehicle transactions in the Office of Tax Assessor/Collector.**
- C. Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on January 18, 2011, for an amount totaling \$48,971.77 for the Office of Patsy Schultz.**

18. TREASURER:

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

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 5 - 18 with correction to 5A - remove the name of Tennille Jones.

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

19. COUNTY JUDGE:

A. Take all appropriate action on Resolution Supporting A Constitutional Amendment to Restrict the Power of the Legislature to Mandate Requirements Upon Certain Local Governments, House Joint Resolution Number 56 of the 82nd Texas Legislature.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Resolution Supporting a Constitutional Amendment to Restrict the Power of the Legislature to Mandate Requirements Upon Certain Local Governments, House Joint Resolution Number 56 of the 82nd Texas Legislature.

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

Commissioner Morrison asked that the date on the Resolution be changed to January 1, 2012. Judge Hebert explained that unfunded mandates are when the State Legislature lowers the state budget by passing on the costs of services they mandated on to local governments.

Item 19 continued - County Judge:

- B. Take all appropriate action on the appointment of Jarvis Hollingsworth as a Director of Fort Bend County Industrial Development Corporation to fill the vacancy created by the resignation of Kevin Matocha for a term through July 30, 2012.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the appointment of Jarvis Hollingsworth as a Director of Fort Bend County Industrial Development Corporation to fill the vacancy created by the resignation of Kevin Matocha for a term through July 30, 2012.

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

- C. Take all appropriate action on request by the Fort Bend County Fair Association to remove the Port City Barn (tag number 1007232) located at the Fort Bend County Fair Grounds, and managed by the Fair Association per contract between County and Association.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve request of the Fort Bend County Fair Association to remove the Port City Barn (tag number 1007232) located at the Fort Bend County Fair Grounds but managed by Fair Association per contract between County and Association.

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

- D. Take all appropriate action on Guidelines and Criteria for Granting Tax Abatement Agreements in Reinvestment Zones for Fort Bend County, pursuant to Texas Property Tax Code, Section 312.002.**

Pulled.

Item 19 continued - County Judge:

- E. Take all appropriate action on Tax Abatement Agreement between Fort Bend County, CBC Holdings Limited Partnership, as Owner and Momenive Specialty Chemicals Inc. as Lessee.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve the Tax Abatement Agreement between Fort Bend County, CBC Holdings Limited Partnership, as Owner and Momenive Specialty Chemicals Inc. as Lessee.

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

- F. Take all appropriate action on Restated as Amended Tax Abatement Agreement between Fort Bend County and Ben E. Keith Company.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve the Restated as Amended Tax Abatement Agreement between Fort Bend County and Ben E. Keith Company.

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

20. COMMISSIONER, PCT. 1:

Take all appropriate action on the appointment Don Burns as a Director for Fort Bend County Levee Improvement District No. 10 (LID 10) for a two-year term, through January 25, 2013, and the appointment of Rodney Vannerson and Michael Ross as Directors for LID 10 for respective four-year terms expiring January 25, 2015.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and carried (4-0-1), it is ordered to approve the appointment Don Burns as a Director for Fort Bend County Levee Improvement District No. 10 (LID 10) for a two-year term, through January 25, 2013, and the appointment of Rodney Vannerson and Michael Ross as Directors for LID 10 for respective four-year terms expiring January 25, 2015.

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

21. CONSTABLE, PCT. 1

Take all appropriate action on Agreement for Additional Law Enforcement Services between Fort Bend County and Greatwood Community Association, effective through September 30, 2011.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Additional Law Enforcement Services between Fort Bend County and Greatwood Community Association, effective through September 30, 2011.

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

22. CONSTABLE, PCT. 3:

Take all appropriate action on the Agreement for Additional Law Enforcement Services between Fort Bend County and Twin Oaks Village Homeowners Association effective through September 30, 2011.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the Agreement for Additional Law Enforcement Services between Fort Bend County and Twin Oaks Village Homeowners Association effective through September 30, 2011.

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

23. CONSTABLE, PCT. 4:

- A. Take all appropriate action on request to transfer the amount of \$41,972 from Non-Departmental Contingency into Constable, Precinct 4, to allocate funds for the purchase of a replacement vehicle for the Agreement for Additional Law Enforcement Services with the First Colony Home Owners Association.**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$41,972 from Non-Departmental Contingency into Constable, Precinct 4, to allocate funds for the purchase of a replacement vehicle for the Agreement for Additional Law Enforcement Services with the First Colony Home Owners Association.

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

- B. Take all appropriate action on request to transfer the amount of \$41,972 from Non-Departmental Contingency into Constable, Precinct 4, to allocate funds for the purchase of a replacement vehicle for the Agreement for Additional Law Enforcement Services with New Territory Residential Community Association.**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$41,972 from Non-Departmental Contingency into Constable, Precinct 4, to allocate funds for the purchase of a replacement vehicle for the Agreement for Additional Law Enforcement Services with New Territory Residential Community Association.

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

24. COURTS ADMINISTRATION:

Approve transfer in the amount of \$42,173 from Non-Departmental Contingency into Courts Administration, Behavioral Health Science, to allocate additional funds for operations through September 30, 2011.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$42,173 from Non-Departmental Contingency into Courts Administration, Behavioral Health Science, to allocate additional funds for operations through September 30, 2011.

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

Note: Position ends when this grant ends.

25. 328th DISTRICT COURT:

Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$1,100.00 to Avtec Systems Company for recording services provided without a purchase order. (Fund: Zero to Three Grant, Fees)

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 \$1,100.00 to Avtec Systems Company for recording services provided without a purchase order. (Fund: Zero to Three Grant, Fees)

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

26. ENGINEERING:

Take all appropriate action on Change Order No. 1 to the Agreement between Fort Bend County and Hassell Construction Company to increase the scope of services in the amount of \$89,926 regarding construction of improvements to Williams Way Boulevard, Phase I, from Ransom Road to Pilgrim, Mobility Bond Project #747, Precinct 1. (Fund: 2007 Mobility Bonds)

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Change Order No. 1 to the Agreement between Fort Bend County and Hassell Construction Company to increase the scope of services in the amount of \$89,926 regarding construction of improvements to Williams Way Boulevard, Phase I, from Ransom Road to Pilgrim, Mobility Bond Project #747, Precinct 1. (Fund: 2007 Mobility Bonds)

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

27. FACILITIES MANAGEMENT & PLANNING:

Take all appropriate action on the Declaration of Exemption for Unplatted Lot or Tract for the Juvenile Leadership Academy property located at Avenue F and Jeanetta, in Rosenberg, Texas.

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve the Declaration of Exemption for Unplatted Lot or Tract for the Juvenile Leadership Academy property located at Avenue F and Jeanetta, in Rosenberg, Texas.

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

28. HUMAN RESOURCES:

- A. Take all appropriate action on request to reclassify Position No. 6501-0035 in the Library from Clerk III, Grade 7 of the Administrative Policy Group to Librarian I - Cataloger, Grade 9 of the Professional Management Policy Group, effective January 25, 2011.**

Moved by Commissioner Patterson Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to reclassify Position No. 6501-0035 in the Library from Clerk III, Grade 7 of the Administrative Policy Group to Librarian I - Cataloger, Grade 9 of the Professional Management Policy Group, effective January 25, 2011.

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

- B. Take all appropriate action on request to reclassify Position No. 6501-0041 in the Library from Paraprofessional, Grade 8 of the Administrative Policy Group to Senior Communications Technician, Grade 8 of the Administrative Policy Group, effective January 25, 2011.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to reclassify Position No. 6501-0041 in the Library from Paraprofessional, Grade 8 of the Administrative Policy Group to Senior Communications Technician, Grade 8 of the Administrative Policy Group, effective January 25, 2011.

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

29. **FORT BEND COUNTY TOLL ROAD AUTHORITY: The Board of Directors of the Fort Bend County Toll Road Authority (the Authority) reviewed this item at their regular meeting held on January 19, 2011, and makes the following recommendation to Commissioners Court:**

Take all appropriate action on Resolution Establishing a Policy for Consideration of Variance Requests for the Placement of Signs Visible from the Main-Traveled Way of a Toll Road within Fort Bend County, Texas.

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Resolution Establishing a Policy for Consideration of Variance Requests for the Placement of Signs Visible from the Main-Traveled Way of a Toll Road within Fort Bend County, Texas.

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

30. **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 January 19, 2011, and makes the following recommendation to Commissioners Court:**

Take all appropriate action on recommendations presented regarding the Feasibility Study of Segment D for the Grand Parkway.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve recommendations presented regarding the Feasibility Study of Segment D for the Grand Parkway.

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

Mike Stone gave an update on the study and a time line for the start of construction. Segment D is Hwy 59 to I10 at the county line and Segment E is I10 to Hwy 290.

31. PURCHASING:

- A. Take all appropriate action to authorize the purchase of one (1) vibratory soil compactor from Romco Equipment Company utilizing Houston-Galveston Area Council Agreement SM10-10, for an amount not to exceed \$113,000. (Fund: Road & Bridge)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of one (1) vibratory soil compactor from Romco Equipment Company utilizing Houston-Galveston Area Council Agreement SM10-10, for an amount not to exceed \$113,000. (Fund: Road & Bridge)

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

- B. Take all appropriate action to authorize the purchase of one (1) pneumatic tire compactor from Mustang Cat utilizing Buy Board Agreement 268-07, for an amount not to exceed \$126,000. (Fund: Road & Bridge)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of one (1) pneumatic tire compactor from Mustang Cat utilizing Buy Board Agreement 268-07, for an amount not to exceed \$126,000. (Fund: Road & Bridge)

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

- C. Take all appropriate action to authorize the purchase of one (1) 6-8 yard dump truck from Houston Freightliner/Sterling utilizing Houston-Galveston Area Council Agreement HT11-09, for an amount not to exceed \$71,000. (Fund: Road & Bridge)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of one (1) 6-8 yard dump truck from Houston Freightliner/Sterling utilizing Houston-Galveston Area Council Agreement HT11-09, for an amount not to exceed \$71,000. (Fund: Road & Bridge)

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

Item 31 continued - Purchasing:

- D. Take all appropriate action to authorize the purchase of three (3) limb trucks from Houston Freightliner/Sterling utilizing Houston-Galveston Area Council Agreement HT11-09, for an amount not to exceed \$133,000 each. (Fund: Road & Bridge)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of three (3) limb trucks from Houston Freightliner/Sterling utilizing Houston-Galveston Area Council Agreement HT11-09, for an amount not to exceed \$133,000 each. (Fund: Road & Bridge)

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

- E. Take all appropriate action to authorize the purchase of one (1) oil distributor truck from Houston Freightliner/Sterling utilizing Houston-Galveston Area Council Contract HT11-09, for an amount not to exceed \$84,000. (Fund: Road & Bridge)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of one (1) oil distributor truck from Houston Freightliner/Sterling utilizing Houston-Galveston Area Council Contract HT11-09, for an amount not to exceed \$84,000. (Fund: Road & Bridge)

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

- F. Take all appropriate action to authorize the purchase of one (1) asphalt distributor from R B Everett & Company utilizing Houston-Galveston Area Council Contract SM10-10, for an amount not to exceed \$94,000. (Fund: Road & Bridge)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of one (1) asphalt distributor from R B Everett & Company utilizing Houston-Galveston Area Council Contract SM10-10, for an amount not to exceed \$94,000. (Fund: Road & Bridge)

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

Item 31 continued - Purchasing:

- G. Take all appropriate action on request for price increase from Reflection Printing for letterhead stationary, pursuant to Bid #08-039.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve price increase request from Reflection Printing for letterhead stationary pursuant to Bid 08-039.

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

Note: 9.45% price increase is allowed in contract. New bid will go out April 1.

- H. Take all appropriate action on Agreement between Fort Bend County and Remedy Roofing for an amount not to exceed \$136,200 to provide roof replacement services for the Road & Bridge Dairy Ashford Facility and the Fairgrounds Building C Facility, pursuant to RFP #11-018. (Fund: Capital Improvement Project)**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and Remedy Roofing for an amount not to exceed \$136,200 to provide roof replacement services for the Road & Bridge Dairy Ashford Facility and the Fairgrounds Building C Facility, pursuant to RFP #11-018. (Fund: Capital Improvement Project)

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

- I. Take all appropriate action on Bid #11-025 for the Audio Visual Systems Integration Project for the Justice Center.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to reject all bids and re-advertise on Bid #11-025 for the Audio Visual Systems Integration Project for the Justice Center.

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

Item 31 continued - Purchasing:

- J. Take all appropriate action to authorize the purchase of one (1) cab and chassis for Emergency Medical Service, pursuant to Bid #10-082.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of one (1) cab and chassis for Emergency Medical Service, pursuant to Bid #10-082 from Helfman Ford which is a Truck 1 for \$36,945.00.

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

- K. Take all appropriate action to authorize the purchase of four (4) pickup trucks for the Sheriffs Office, pursuant to Bid #08-027.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of four (4) pickup trucks for the Sheriffs Office, pursuant to Bid #08-027 from Helfman Ford which is Truck 4 at \$22,065.13 each.

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

- L. Take all appropriate action to authorize the purchase of Ford Crown Victoria police package automobiles, three (3) for Constable Precinct 4, and four (4) for the Sheriff's Office, pursuant to Bid #03-001.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of Ford Crown Victoria police package automobiles, one (1) for Constable Precinct 4, and four (4) for the Sheriff's Office, pursuant to Bid #03-001.

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

Item 31 continued - Purchasing:

M. Take all appropriate action on SOQ #11-015 for Renovations to the George Memorial Library.

Moved by Commissioner Prestage Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to reject and re-advertise with a revised scope of work and revised selection procedure as determined by the Facilities Director for SOQ #11-015 for Renovations to the George Memorial Library.

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

N. Take all appropriate action to authorize the purchase of high-speed internet service from Phonoscope, Inc. utilizing Harris County's Agreement for an amount not to exceed \$2,800 per month. (Fund: Library, Fees)

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of high-speed internet service from Phonoscope, Inc. utilizing Harris County's Agreement for an amount not to exceed \$2,800 per month. (Fund: Library, Fees)

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

32. ROAD & BRIDGE:

Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$2,305.83 to Ewing Irrigation for materials purchased without a Purchase Order. (Fund: Capital Improvement Project)

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$2,305.83 to Ewing Irrigation for materials purchased without a Purchase Order. (Fund: Capital Improvement Project)

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

33. SHERIFF'S OFFICE:

- A. Take all appropriate action to authorize payment by Invoice Transmittal for an amount totaling \$1,327.50 to Lone Star Uniforms for the purchase of mourning badge covers without a Purchase Order. (Fund: Sheriff Enforcement, Operating Supplies; Sheriff Detention, Operating 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 \$1,327.50 to Lone Star Uniforms for the purchase of mourning badge covers without a Purchase Order. (Fund: Sheriff Enforcement, Operating Supplies; Sheriff Detention, Operating Supplies)

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 \$317.50 to Midwest Dental Equipment & Supply for equipment repairs performed without a Purchase Order. (Fund: Sheriff, Detention, Fees)**

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 \$317.50 to Midwest Dental Equipment & Supply for equipment repairs performed without a Purchase Order. (Fund: Sheriff, Detention, Fees)

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

34. 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 \$5,963,902.85.

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

35. Ratify the release of time-sensitive bills by Auditor on January 20, 2011.

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to ratify the release of time-sensitive bills by Auditor on January 20, 2011 in the amount of \$227,086.56.

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

Recess:

Recessed at 1:40 p.m.

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

- A. § 551.071. Consultation With Attorney. Commissioners Court will meet in Closed Session to seek the advice of its attorney about pending or contemplated litigation; a settlement offer; or on a matter in which the duty of the attorney to Commissioners Court under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Texas Government Code Chapter 551.**

FM 1093.

- B. § 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.**

Acquisition of property; 8+ acres; FM 2759.

Closed Session:

Convened at 1:51 p.m.

Adjourned at 2:19 p.m.

Reconvene:

Reconvened at 2:20 p.m.

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

A. § 551.071. Consultation With Attorney.

FM 1093.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to negotiate a Letter of Engagement with Blackburn & Carter in a not to exceed \$5000.00 with funds from Right of Way Funds.

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

B. § 551.072. Deliberation Regarding Real Property.

Acquisition of property; 8+ acres; FM 2759.

No action.

38. Adjournment.

Commissioners Court adjourned at 2:21 p.m. on Tuesday, January 25, 2011.

January 25, 2011

DRAINAGE DISTRICT BOARD MINUTES

BE IT REMEMBERED, That on this 25th 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 1:09 p.m.

2. Accept the Financial Report of Fort Bend County Drainage District for the year ended September 30, 2010, audited by Sandersen Knox & Co, LLP.

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to accept the Financial Report of Fort Bend County Drainage District for the year ended September 30, 2010, audited by Sandersen Knox & Co, LLP.

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

3. **Approve transfer in the amount of \$30,090 as detailed on Finance Director's form dated January 19, 2011, pursuant to FY 2011 First Quarter Salary Audit.**

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve transfer in the amount of \$30,090 as detailed on Finance Director's form dated January 19, 2011, pursuant to FY 2011 First Quarter Salary Audit.

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

4. **Take all appropriate action on Guidelines and Criteria for Granting Tax Abatement Agreements in Reinvestment Zones for the Fort Bend County Drainage District, pursuant to Texas Property Tax Code Section 312.002.**

Pulled.

5. **Take all appropriate action on the Tax Abatement Agreement between Fort Bend County Drainage District, CBC Holdings Limited Partnership, as Owner, and Momentive Specialty Chemicals, Inc., as Lessee.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve the Tax Abatement Agreement between Fort Bend County Drainage District, CBC Holdings Limited Partnership, as Owner, and Momentive Specialty Chemicals, Inc., as Lessee.

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

6. **Take all appropriate action on Tax Abatement Agreement between Fort Bend County Drainage District and Ben E. Keith Company.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve the Tax Abatement Agreement between Fort Bend County Drainage District and Ben E. Keith Company.

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

January 25, 2011

7. **Take all appropriate action to cancel the contract with Twamco pursuant to Bid #10-078, for a 60-ton trailer, due to non-conformance of goods, and authorize award to the next lowest bidder. (Fund: Drainage District)**

Pulled.

8. **Adjournment.**

The Drainage District Board adjourned at 1:11 p.m. on Tuesday, January 25, 2011.