

February 8, 2011

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS
TUESDAY, FEBRUARY 8, 2011
1:00 O'CLOCK P.M.**

AGENDA

1. Call to Order.
2. Invocation and Pledge of Allegiance by Commissioner Patterson.
3. Approve minutes of regular meeting held on February 1, 2011.
4. Public Comments regarding the Agenda and Announcements.
5. PUBLIC HEARINGS: 1:00 p.m.: Conduct Public Hearings and take all appropriate action on the following matters:
 - A. Acceptance of the traffic control plan for Sartartia Road, Bishop Lane, Pecan Grove Lane, Pecan Grove Lane, Thompson Chapel, McVey Lane and Lee Lane, Precinct 4.
 - B. 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.

CONSENT AGENDA ITEMS 6-18

6. **OUT-OF-STATE TRAVEL: Record into Minutes the out-of-state travel for Elected Official:**

Constable, Pct. 2 : Constable Ruben Davis to Shreveport, Louisiana, March 16-20, 2011, to attend National Constable Association Conference. (Fund: Constable, Pct. 2, Travel)
7. **OUT OF STATE TRAVEL: Approve out-of-state travel request for County personnel:**

Office of Emergency Management : Doug Barnes to Los Angeles, California, February 27 through March 3, 2011, to attend Virtual Joint Planning Office (VJPO) training. (Fund: Emergency Management, Planning Grant, Travel)

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8. **AUDITOR:**

Ratify acceptance of the FY 2011 Formula Grant from the Texas Task Force on Indigent Defense in the amount of \$243,580.

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

A. **Commissioner, Pct. 1 : Approve transfer in the amount of \$870 from Property and Equipment into Information Technology to allocate funds for purchase of software and licensing.**

B. **Constable, Pct. 4 : Approve transfer in the amount of \$19,835 from Property and Equipment into Capital Acquisitions to allocate funds into correct line item for purchase of equipment for new vehicle.**

C. **Information Technology : Approve transfer in the amount of \$46,782 from Capital Acquisitions into Information Technology to allocate funds for the purchase of ten servers into correct line item.**

D. **Law Library : Approve transfer in the amount of \$12,000 as detailed on Librarian's form dated January 31, 2011, to allocate additional funds for equipment and furnishings required for the Law Library at the Justice Center.**

10. **COMMUNITY DEVELOPMENT:**

Approve payment of Invoice #WHXI6400-011211 in the amount of \$2,125.00 to Jacobs Engineering Group for engineering services regarding the City of Kendleton Wastewater Treatment Plant. Fund: (Community Development Block Grant)

11. **CONSTABLE, PCT. 1:**

Record into Minutes the 2010 Racial Profiling Report for the Office of Constable, Precinct 1, pursuant to Code of Criminal Procedure, Articles 2.131 – 2.138.

12. **DISTRICT ATTORNEY:**

Approve Salary Supplements for the following positions, funded by the District Attorney State Asset Forfeiture account, effective February 5, 2011: Position No. 4801-0072 \$52.25 Bi-Weekly; and Position No. 4801-0057 \$50.00 Bi-Weekly.

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13. **ENGINEERING:**

- A. **Approve payment of Invoice No. WHX17400-10 in the amount of \$19,755.22 to Jacobs Engineering Group, Inc. regarding FM 1093/Westpark Tollway, Mobility Bond Project #748, Precinct 3. (Fund: 2007 Mobility Bonds)**
- B. **Approve payment of Invoice No. 1 in the amount of \$2,400,000.00 to City of Missouri City regarding improvements to South Gessner Road and Cravens Road, Mobility Bond Projects #750 and 755, Precinct 2. (Fund: 2007 Mobility Bonds)**
- C. **Approve payment of Invoice No. 1 (Pay Estimate No. 1) in the amount of \$178,249.50 to Hassell Construction Company regarding Williams Way Boulevard, Phase I (from Ransom Road to Pilgrim), Mobility Bond Project #747, Precinct 1. (Fund: 2007 Mobility Bonds)**
- D. **Approve payment of Invoice T184675 (Pay Estimate No. 6) in the amount of \$15,474.78 to Terracon regarding Greenbusch Road, Phase II (from Mill Manor to Falcon Landing Blvd.), Mobility Bond Project #732, Precinct 3. (Fund: 2007 Mobility Bonds)**
- E. **Approve payment of Invoice No. FBC 2011-1002-718 in the amount of \$12,834.38 to SES Horizon Consulting Engineers regarding the expansion of Brand Lane, from US 90A to Ludwig Lane, and payment of Invoice No. FBC2011-1002-769 in the amount of \$11,847.12 for the portion of Ludwig Lane to Avenue E, Mobility Bond Projects #718 and #769, Precinct 2. (Fund: 2007 Mobility Bonds)**
- F. **Approve payment of Invoice No. 31 (Pay Estimate No. 31) in the amount of \$1,729.39 to Cobb-Fendley & Associates, Inc. regarding Greenbusch Road, Mobility Bond Project #732, Precinct 3. (Fund: 2007 Mobility Bonds)**
- G. **Approve payment of Invoice No. 5 (Pay Estimate No. 5) in the amount of \$625,786.46 to Allgood Construction Company Inc. regarding improvements to Greenbusch Road Phase II, Mobility Bond Project #732, Precinct 3. (Fund: 2007 Mobility Bonds)**
- H. **Approve payment of Invoice No. 111074 (Pay Estimate No. 34) in the amount of \$5,574.27 to Klotz Associates for labor rates regarding Fort Bend County Mobility Bond Projects located within Precincts 1, 2, 3, and 4. (Fund: 2007 Mobility Bonds)**
- I. **Approve application from Centerpoint Energy Entex to bore under Briscoe Ditch Lateral II-GG-1 and bury a gas line along Forest View, Precinct 3.**
- J. **Approve application from Lennar Homes to construct a driveway tie-in onto Carnaby Lane, Precinct 1.**
- K. **Approve application from Miguel Esteban to construct a driveway tie-in onto Clodine Road, Precinct 3.**

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- L. **Approve application from Identity Homes to construct a driveway tie-in onto Oxford Lake Drive, Precinct 1.**
- M. **Approve application from Centerpoint Energy Entex to bore under Brandt and bury a 2-inch plastic gas line along Carolina Way, Precinct 3.**
- N. **Approve application from Centerpoint Energy Entex to bury a 4-inch plastic gas line along Woodcreek Bend Lane, Precinct 3.**
- O. **Approve application from Devon Street Homes to construct a driveway tie-in onto Dahlia Brookway, Precinct 3.**
- P. **Approve application from Richfield Investment Corporation to construct a driveway tie-in onto Bellaire Boulevard, Precinct 3.**
- Q. **Accept Oversize, Overweight ...Bond #SUR0000538 in the amount of \$50,000.00 from Hilcorp Energy Company for any and all damages that may be sustained to any roads or bridges while operating equipment in Fort Bend County, Precinct 1.**
- R. **Approve plat for the roads within Sienna Village of Anderson Springs, Section 13B, Precinct 2.**
- S. **Approve plat for the lots within Sienna Village of Anderson Springs, Section 13B, Precinct 2.**
- T. **Accept the streets in Keegans Ridge, Section 4: Chancellorsville Lane 400.00 LF; April Falls Trail 806.06 LF; Seven Pines Lane 221.60 LF; Wilsons Creek Lane 630.80 LF; Cold Harbor Lane 676.39 LF; Petersburg Lane 938.17 LF; New Market Lane 390.78 LF; and Appomattox Courthouse 160.00 LF; for a total of 4,223.80 LF; and release bond #61BCSCG3392 in the amount of \$263,374.30, Precinct 3.**
- U. **Set public hearing for acceptance of the traffic control plan for Keegans Ridge, Section 4, Precinct 3. (Tuesday, March 8, 2011, at 1:00 p.m.)**
- 14. **FACILITIES MANAGEMENT & PLANNING: The Director of Facilities Management & Planning submits these invoices for approval and payment for projects that have been budgeted and funded by Facility Bond and/or Capital Projects:**
 - A. **Invoice No. T184676 in the amount of \$4,830.00 to Terracon for materials testing services regarding the University Branch Library in Sugar Land;**
 - B. **Invoice No. 10029737 in the amount of \$25,324.42 to PGAL for Professional Services regarding the Justice Center;**
 - C. **Invoice No. 3 in the amount of \$900.00 to Bailey Architects for Architectural Services regarding the University Branch Library in Sugar Land;**

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- D. **Invoice No. 56588425 in the amount of \$212.65 to Ingram Library Services for Reading/Audio/Educational Materials regarding the University Branch Library in Sugar Land;**
- E. **Invoice No. 5114838100 in the amount of \$401.21 to U.S. Toy Co/Constructive Playthings for Reading/Audio/Educational Materials regarding the University Branch Library in Sugar Land;**
- F. **Pay Application No. 20 in the amount of \$1,355,107.00 to JE Dunn South Central, Inc. for Construction Services regarding the Justice Center;**
- G. **Invoice No. 13 in the amount of \$9,980.05 to AutoArch Architects for Architectural Services regarding the Fort Bend County North Annex.**

15. **HEALTH & HUMAN SERVICES:**

- A. **Record into Minutes the re-appointment of Jean N. Galloway, M.D. as the Local Health Authority for Fort Bend County through February 28, 2011.**
- B. **Approve Amendment 001A to Contract No. 2010-035677 between Fort Bend County and Texas Department of State Health Services effective January 18, 2011, to end the contract term on July 31, 2011, the content of which is covered under Texas Government Code § 418.183(f).**

16. **OFFICE OF EMERGENCY MANAGEMENT:**

Approve and execute the 2008 Grant Adjustment Notice from the Texas Department of Public Safety, to extend the performance period for the Homeland Security Grant Program until March 31, 2011.

17. **PURCHASING:**

Authorize advertising for requests for proposals for internet service.

18. **TAX ASSESSOR/COLLECTOR:**

Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on February 1, 2011, for an amount totaling \$3,382.24 for the Office of Patsy Schultz.

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19. COUNTY JUDGE:

- A. Take all appropriate action on Fort Bend County membership to the Greater 288 Partnership, with annual dues in the amount of \$2,500; and appoint Commissioner Grady Prestage as the County's representative to the Board of Directors. (Fund: Non-Departmental, Fees)
- B. Take all appropriate action on a Resolution supporting legislation that provides Fort Bend and Brazoria Counties with full voting representation on the Gulf Coast Water Authority (GCWA) Board of Directors.
- C. Take all appropriate action on Resolution Supporting State Legislation to Allow Magistrates to Hear Matters Alleging a Violation of Sections 25.093 or 25.094 of the Education Code within Fort Bend County.

20. COMMISSIONER, PCT. 3:

- A. Take all appropriate action on Agreement for Additional Law Enforcement Services between Fort Bend County and Firethorne Community Association, Inc., to be provided by Sheriff's Office effective through September 30, 2011.
- B. Take all appropriate action on Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 119, to be provided by the Sheriff's Office effective through September 30, 2011.
- C. Take all appropriate action on Agreement for Additional Law Enforcement Services between Fort Bend County and Seven Meadows Community Improvement Association, Inc., to be provided by the Sheriff's Office effective through September 30, 2011.
- D. Take all appropriate action on Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 130 to be provided by the Sheriff's Office effective through September 30, 2011.
- E. Take all appropriate action on Agreement for Additional Law Enforcement Services between Fort Bend County and Cinco Municipal Utility District No. 8, to be provided by Sheriff's Office effective through September 30, 2011.
- F. Take all appropriate action on Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 30, to be provided by the Sheriff's Office effective through September 30, 2011.
- G. Take all appropriate action on Agreement for Additional Law Enforcement Services between Fort Bend County and Cinco Residential Property Association to be provided by Constable, Pct. 3 effective through September 30, 2011.

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- H. Take all appropriate action on Agreement for Additional Law Enforcement Services between Fort Bend County and Big Oaks Municipal Utility District, to be provided by Constable, Pct. 3 effective through September 30, 2011.
 - I. Take all appropriate action on Agreement for Additional Law Enforcement Services between Fort Bend County and Cinco Ranch Residential Association II, to be provided by the Sheriff's Office effective through September 30, 2011.
 - J. Take all appropriate action to on Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 124, to be provided by Constable, Pct. 3 effective through September 30, 2011.
 - K. Take all appropriate action on Agreement regarding Metro License for Katy-Gaston Road Crossing, Precinct 3.
21. COMMISSIONER, PCT. 4:
- A. Take all appropriate action to appoint Bart Hatfield, Carmen Martinez and Naren Patel to the Fort Bend County Redistricting Citizen Committee - Precinct Four.
 - B. Take all appropriate action to appoint Ted Schumann to the Fort Bend County Library Advisory Board to fill the unexpired term of Nancy Horn, effective though December 31, 2013.
22. COMMUNITY DEVELOPMENT:
- Take all appropriate action on the First Modification to the Agreement between Fort Bend County and The Arc of Fort Bend County, to increase the amount by \$15,000 for the program to purchase foreclosed homes for redevelopment into primary residences for individuals with intellectual and developmental disabilities, for a total amount not to exceed \$185,000. (Fund: Neighborhood Stabilization Program)
23. CONSTABLE, PCT. 3:
- A. Take all appropriate action on request to transfer the amount of \$44,082 from Non-Departmental Contingency into Constable, Pct. 3, to allocate funds for the purchase of a replacement vehicle for the Agreement for Additional Law Enforcement Services with Fort Bend County Municipal Utility District No. 124, Falcon Ranch.
 - B. Take all appropriate action on request to transfer the amount of \$44,082 from Non-Departmental Contingency into Constable, Pct. 3, to allocate funds for the purchase of a replacement vehicle for the Agreement for Additional Law Enforcement Services with Cinco Residential Property Association.

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24. COUNTY ATTORNEY:

Take all appropriate action on the Correction Deed under Re-Sale pursuant to Texas Tax Code Section 34.05, to replace previous Tax Re-Sale Deed approved by Commissioners Court on May 24, 2005, Agenda Item No. 20D, recorded under County Clerk File No. 2005061006, to correct an error in the legal description, Precinct 2.

25. ENGINEERING:

- A. Take all appropriate action on Professional Appraisal Services Agreement between Fort Bend County and Integra Realty Resources - Houston LLC for an amount not to exceed \$75,000 regarding the FM 1093 Project, Precinct 3. (Fund: Right of Way)
- B. Take all appropriate action on the Fifth Amendment to Project Management Agreement between Fort Bend County and Schaumburg & Polk, Inc., to increase the scope of services in the amount of \$382,425 regarding management and administrative support for the 2007 Mobility Bond Program, and to extend the agreement through December 31, 2012, for a total contact amount not to exceed \$1,570,154. (Fund: 2007 Mobility Bonds)
- C. Take all appropriate action on the Addendum to Right-of-Way Services Agreement between Fort Bend County and Property Acquisition Services, Inc. for an additional amount of \$500,000, for a total agreement amount not to exceed \$1,850,000. (Fund: Right-of-Way)
- D. Take all appropriate action on request for variance to the building set back line requirement, (Section 5.12C of the Fort Bend County Regulations of Subdivisions), for Katy Creek Ranch, Section 7, on behalf of Katy Creek Ranch, LP, Precinct 3.
- E. Take all appropriate action on plat for the roads within Katy Creek Ranch, Section 7, Precinct 3.
- F. Take all appropriate action on plat for the lots within Katy Creek Ranch, Section 7, Pct. 3.

26. FACILITIES MANAGEMENT & PLANNING:

Take all appropriate action on the Technology Access Easement Agreement in cooperation with the University of Houston regarding the University Branch Library.

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27. HUMAN RESOURCES:

- A. Take all appropriate action on revisions to the Employee Information Manual as submitted by Human Resources, specifically: Section 601: Dispute Resolution; and Section 704: Family and Medical Leave Act (forms only).
- B. Take all appropriate action on request to reclassify Position No. 5401-0084 and Position No. 5401-0099, Emergency Medical Services, from EMT-Intermediate, Grade 8 of the Public Health Policy Group to Paramedic I, Grade 9 of the Public Health Policy Group, effective February 19, 2011.

28. PURCHASING:

- A. Take all appropriate action on Bid #11-027 to provide and install Voice and Data Cabling.
- B. Take all appropriate action on Bid #11-028 for Vehicles.
- C. Take all appropriate action to authorize the purchase of one (1) roll off container truck from Houston Freightliner/Sterling utilizing Houston-Galveston Area Council (H-GAC) Agreement HT11-09, for an amount not to exceed \$97,247. (Fund: H-GAC Grant and Engineering, Recycle Center)
- D. Take all appropriate action to authorize the purchase and installation of workstations for the Justice Center from JCS, Ltd utilizing Texas Multiple Award Schedule (TXMAS) Agreement 3-7110570, for an amount not to exceed \$309,405.51. (Fund: Facility Bond Project)
- E. Take all appropriate action on Addendum to Agency Agreement between Fort Bend County and LeadsOnline, Inc. for additional investigative services in the amount of \$13,234 effective through December 31, 2011. (Fund: Sheriff, Enforcement, Operating, Fees)

29. SHERIFF'S OFFICE:

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

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- 30. Approve Bills.
- 31. Authorize County Auditor to pay and release time-sensitive bills on February 17, 2011, to be ratified by Commissioners Court on February 22, 2011.
- 32. Adjournment.

In the event any of the foregoing items are not covered in the time allocated on the date of this agenda, the County may order a continuance for the next day until the discussion is completed on all items.



Robert E. Hebert, County Judge

Notice of meeting/agenda was filed with the County Clerk at 4:07 p.m., by BK and posted at the Fort Bend County Courthouse Complex in Richmond, Texas, on Thursday, February 3, 2011, by Donna Ospina. An electronic version of this notice is also posted on the Fort Bend County website: www.co.fort-bend.tx.us under Commissioners Court.

NOTICE

Policy of Non-Discrimination on the Basis of Disability

Fort Bend County does not discriminate on the basis of disability in the admission or access to, or treatment or employment in, its programs or activities. The County's ADA Coordinator is the Director of Facilities Management & Planning, located at 1517 Eugene Heimann Circle, Suite 500, in Richmond, Texas, 77469, telephone 281-633-7045. The Director of Facilities Management & Planning is designated to coordinate compliance with the non-discrimination requirements in Section 35.107 of the Department of Justice regulations. Information concerning the provisions of the Americans with Disabilities Act, and the rights provided thereunder, are available from the ADA coordinator.

NOTICE

The County Commissioners Court of Fort Bend County reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development).

FILED FOR RECORD
NO. _____ TIME 4:07 ^{A.M.} (P.M.)
FEB - 3 2011 B/K

County Clerk Fort Bend Co, Tex.