

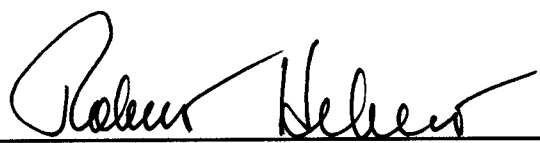
APPROVAL OF MINUTES
COMMISSIONERS COURT
FORT BEND COUNTY

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 31st day of March, 2011. (special meeting)



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 12th day of April, 2011.



ROBERT E. HEBERT, COUNTY JUDGE

March 31, 2011

MINUTES

BE IT REMEMBERED, That on this 31st DAY of MARCH, 2011, Commissioners Court of Fort Bend County, Texas, met at a special 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 5:30 p.m.

2. Workshop to receive and provide information to evaluate demographics regarding redistricting of County political boundaries.

Judge Hebert announced that this is a public meeting, but no public comments are allowed. Members of the Redistricting Committee are allowed to ask questions. The committee consists of 15 citizens appointed by Commissioners Court. The members are Paula Gibson, David C. Vasquez, Mike O'Connell, Mark Bankston, Cynthia Bennett, Ted Garcia, Pamela McKinney-Proctor, Janice Scanlan, Brandon Herndon, Sam Raia, Larry Smith, Lynda Mixon, Bart Hatfield, Carmen Martinez and Naren Patel. Members present were introduced.

Bob Bass with Allison Bass & Associates conducted the workshop. Redistricting occurs after each federal census. As a very general rule of thumb, any statistical change of population between the 2000 and 2010 census more than 3%, plus or minus, will indicate a potential need for redistricting in order to retain numerical balance between the governing body's representative districts. Changes in Commissioners Court precinct boundaries will require modification of election precincts which will also change the Justice of the Peace and Constable precincts. As a result, all political boundaries in Fort Bend County will have to be submitted for review and preclearance.

March 31, 2011

Item 2 continued - Workshop regarding redistricting of County political boundaries:

First, Commissioner precincts will be numerically balanced to meet standards and then conform the polling boxes. The initial impact will be on Precincts 1 and 3 because of filing in December in order to run in the March 2012 primary. They must run in the new precinct. Precinct 1 is correct enough not to change but Precincts 2, 3 and 4 have to change.

The Redistricting Committee will make suggestions to Allison Bass, who will create 3 proposals to present to Commissioners Court. Suggestions need to be turned in by June in order to have a plan by August. Public hearings will be held before approval by Commissioners Court. The filing date is December 2 with the Justice Department.

The Redistricting Committee will have an organizational meeting April 7 at 6:00 p.m. in the Commissioners Courtroom to elect a chair, vice chair and secretary. All meetings will be posted as public meetings, but not all will allow public comments.

3. Adjournment.

The special Commissioners Court meeting adjourned at 7:20 p.m. on Thursday, March 31, 2011.

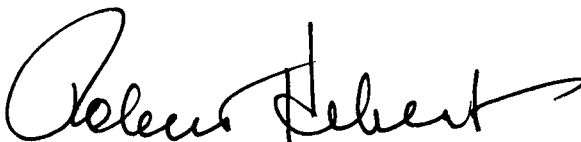
APPROVAL OF MINUTES
COMMISSIONERS COURT
FORT BEND COUNTY

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 5th day of April, 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 12th day of April, 2011.



ROBERT E. HEBERT, COUNTY JUDGE

April 5, 2011

MINUTES

BE IT REMEMBERED, That on this 5th DAY of APRIL, 2011, Commissioners Court of Fort Bend County, Texas, met at a regular meeting with the following present:

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|------------------|-------------------------|
| 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 |
| DIANNE WILSON | COUNTY CLERK |

When the following were heard and the following orders were passed:

1. Call to Order.

Call to Order by Judge Hebert at 1:00 p.m.

2. Invocation and Pledge of Allegiance by Commissioner Prestage.

Invocation and Pledge of Allegiance by Commissioner Prestage.

3. Approve minutes of regular meeting held on March 22, 2011.

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve minutes of regular meeting held on March 22, 2011 with correction to agenda item 27A - motion to read approve Resolution by Fort Bend County in support of appropriating federal funds for the Clear Creek Federal Flood Control Project Item for the U.S. Army Corp of Engineers General Reevaluation Report on Clear Creek.

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

April 5, 2011

4. Public Comments regarding the Agenda and Announcements.

No public comments.

Judge Hebert announced the Judicial Steering Team is the winner of Tyler Technologies Public Sector 2010 Excellence Award for Efficiency.

Commissioner Morrison thanked the Parks Department and Road and Bridge for servicing the disadvantaged in Fort Bend County.

Judge Hebert announced that the county is assisting the City of Meadows Place to build a park with a lake on city property. The Mayor has received praise on how well the Drainage District and Road and Bridge are working on the project.

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

- A. Approve vacation of plat titled Aliana Binion Lane Cloudy Mills Road to West Airport STD, located in Precinct 4.**
- B. Acceptance of the traffic control plan for Silver Ranch, Section 3.**

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 with correction to 5B - Precinct 3.

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

CONSENT AGENDA ITEMS 6 -17:

- 6. OUT OF STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
 - A. Health & Human Services: Kaye Reynolds to Washington, D.C., June 7-9, 2011, to attend the American Public Health Association (APHA) Affiliate President's-Elect Meeting, with travel sponsored by the Association. (Fund: Health & Human Services, Travel)**
 - B. Health & Human Services: David Aaron, Mary Fuglaar, and Alice Hallgren, to Atlanta, Georgia, July 25-28, 2011, to attend the Strategic National Stockpile Summit. (Fund: Health & Human Services Grant)**
 - C. Public Transportation: Approve change in name of traveler from Gregory Wilson to Henry Bertholf to Boca Raton, Florida, April 16-21, 2011, to attend the Trapeze Software Users Conference. (Fund: Public Transportation, Travel)**

Item 6 continued - Out of State Travel:

- D. **Public Transportation:** Approve change in name of traveler from Christina Bune to Tennille Jones to St. Paul, Minnesota, April 11-13, 2011, to attend the National Transit Institute Disadvantaged Business Enterprise training program. (Fund: Public Transportation, Grants)
- E. **Risk Management:** Wyatt Scott to Portland, Oregon, June 5-8, 2011, to attend the National Public Risk Management Association (PRIMA) 2011 Annual Conference. (Fund: Risk Management)
- F. **Sheriff's Office:** Ratify travel by B. Marcus and W. Worsham to Cincinnati, Ohio, March 23-24, 2011, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)
- G. **Sheriff's Office:** Ratify travel by J. Hernandez to Raymond, Mississippi, March 28-29, 2011, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)
- H. **Sheriff's Office:** Ratify travel by H. Knight to Lake Charles, Louisiana, on March 30, 2011, for extradition of prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)
- I. **Sheriff's Office:** S. Soland and R. Powell to Wilmington, Ohio, April 11-13, 2011, to pick up rapid deployment vehicle from manufacturer. (Fund: Sheriff, Enforcement, Travel)

7. **COUNTY JUDGE:**

Authorize County Judge to sign, on behalf of Commissioners Court, the Management Representation Letter to Sandersen Knox & Co., L.L.P. for their audit of the Fort Bend County Comprehensive Annual Financial Report for the year ended September 30, 2010, accepted by Commissioners Court on March 22, 2011.

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

Approve Project Agreement between Fort Bend County and City of Rosenberg to provide assistance with repairs to the existing Canoe/Kayak Launch Site along the Brazos River at City-owned Community Park, County expenditure not to exceed \$1,200.00. (Fund: Road & Bridge)

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

- A. **Commissioner, Pct. 4:** Approve transfer in the amount of \$462 from Travel into Information Technology to allocate funds for purchase of a replacement computer.
- B. **Fairgrounds:** Approve transfer in the amount of \$300 from Fees into Information Technology to allocate funds for purchase of a printer for Reservations Office at Fairgrounds.

Item 9 continued - Budget & Finance/Budget Transfers:

- C. **Mail Center:** Approve transfer in the amount of \$491 from Office Supplies into Information Technology to allocate funds for purchase of Microsoft license upgrades.
- D. **Records Management:** Approve transfer in the amount of \$1,200 from line items detailed on Records Management Officer's form dated March 22, 2011, into Information Technology to allocate funds for purchase of Microsoft license upgrades and purchase of monitor.
- E. **Tax Assessor/Collector:** Approve transfer from Special Inventory Tax account in the amount of \$2,632 from Information Technology into Fees and Services to allocate funds for purchase of extended warranty for computer.

10. COMMUNITY DEVELOPMENT:

- A. Approve payment of Invoice No. 10-11-007 and Invoice No. 11-01-010 for an amount totaling \$22,200.00 to Kelly Kaluza & Associates, Inc. for the City of Richmond Lift Station Generator project. (Fund: Community Development Block Grant, Disaster Recovery - Hurricane Ike)
- B. Approve payment of Invoice No. 58732-1 and Invoice No. 58783-2 for an amount totaling \$6,300.00 to R.G. Miller Engineers for engineering services regarding the City of Rosenberg Lift Station Manual Transfer Switches. (Fund: Community Development Block Grant, Disaster Recovery - Hurricane Ike)

11. ENGINEERING:

- A. Approve payment of Invoice No. 11302010 in the amount of \$632,000.00 to City of Richmond regarding improvements to Lamar Drive, Mobility Bond Project #22, Precinct 1. (Fund: 2000 Mobility Bonds)
- B. Approve payment of Invoice No. 211560109 (Pay Estimate No. 8) in the amount of \$42,504.75 to Huitt-Zollars, Inc. regarding the expansion of Falcon Landing Blvd. (from Greenbusch to Katy-Gaston), Mobility Bond Project #703, Precinct 3. (Fund: 2007 Mobility Bonds)
- C. Approve payment of Invoice No. 6594R (Pay Estimate No. 29) in the amount of \$20,579.56 to Othon, Inc. regarding expansion of Williams Way Boulevard, (formerly known as Ransom Road), from River Park to Main Street in Fort Bend County, and Richmond, Texas), Mobility Bond Project #747, Precinct 1. (Fund: 2007 Mobility Bonds)
- D. Approve payment of Invoice No. C3X41400-16 (Pay Estimate No. 16) in the amount of \$2,540.28 to Jacobs Engineering Group, Inc. regarding Katy-Gaston Road (from Cinco Ranch to FM 1093), Mobility Bond Project #733, Precinct 3. (Fund: 2007 Mobility Bonds)
- E. Approve payment of Invoice No. 39447 in the amount of \$4,250,000.00 to the City of Sugar Land regarding road improvements to University Boulevard, Mobility Bond Project #723, Precinct 4. (Funds: 2007 Mobility Bonds)

Item 11 continued - Engineering:

- F. Approve payment of Invoice No. 11-01-2-631 (Pay Estimate No. 33) 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. 11-2-1-631 (Pay Estimate No. 34) in the amount of \$2,657.36 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. 11-02-2-631 (Pay Estimate No. 35) in the amount of \$325.00 to Percheron Acquisitions, LLC regarding the expansion of Mason Road, Mobility Bond Project #735, Precinct 3. (Fund: Right of Way)**
- I. Approve payment of Invoice No. 11-03-1-631 (Pay Estimate No. 36) in the amount of \$1,650.00 to Percheron Acquisitions, LLC regarding the expansion of Mason Road, Mobility Bond Project #735, Precinct 3. (Fund: Right of Way)**
- J. Approve application from Centerpoint Entex to bury 12-inch steel natural gas main along Cinco Ranch Blvd., Precinct 3.**
- K. Approve application from AT&T Texas to bury cable along Cummings, Precinct 1.**
- L. Approve application from Devon Street Homes to construct driveway tie-ins onto Dahlia Brookway, Treemont Fair Court, Jay Thrush Drive, Sandal Grove, Roycroft Lane, Precinct 3.**
- M. Approve application from Devon Street Homes to construct driveway tie-ins on Heartland Grove Drive, and Kincaid Falls Court, Precinct 3.**
- N. Approve the release of Performance Bond #5068179 in the amount of \$5,000.00 to C&E Operating for completion of work on Dipple Lehmann, Permit #83721, Pct. 1.**
- O. Approve release of Cashier's Check #9494111209 in the amount of \$5,000.00 to Ryland Homes for completion of work on Miramont Drive, Permit #83759, Pct. 1.**
- P. Approve release of cashier's check #9494110442 in the amount of \$5,000.00 to Ryland Homes for completion of work on Watford Bend, Permit #83755, Precinct 1.**
- Q. Approve release of Cashier's Check #9494110440 in the amount of \$5,000.00 to Ryland Homes for completion of work on Watford Bend, Permit #83757, Precinct 1.**
- R. Approve release of cashier's check #9494110441 in the amount of \$5,000.00 to Ryland Homes for completion of work on Wembley Way, Permit #83756, Precinct 1.**
- S. Approve release of cashier's check #9494110439 in the amount of \$5,000.00 to Ryland Homes for completion of work on Wembley Way, Permit #83754, Precinct 1.**
- T. Approve release of performance bond #5070973 in the amount of \$5,000.00 to Wave Media Telecom for completion of work on Mason Road, Permit #83736, Precinct 3.**

April 5, 2011

Item 11 continued - Engineering:

- U. **Accept replacement bond #SB016000409 in the amount of \$281,260.00 for Cinco Ranch Southwest, Section 46, due to partial replat within Section 54, Precinct 3.**
- V. **Approve the release of bond #SB016000083 in the amount of \$395,750.00 for Cinco Ranch Southwest, Section 46, Precinct 3.**
- W. **Approve the plat for Cinco Ranch Southwest, Section 46 Partial Replat No. 1, Precinct 3.**
- X. **Approve plat for the roads within Cinco Ranch Southwest, Section 54, Precinct 3.**
- Y. **Approve plat for the lots within Cinco Ranch Southwest, Section 54, Precinct 3.**
- Z. **Approve the plat for Ranch Point Drive and Cinco Ranch Southwest Lift Station Site No. 4, Precinct 3.**
- AA. **Approve the plat for Ranch Point Drive North of Fry Road STD, Precinct 3.**
- BB. **Approve the plat for Cinco Ranch Southwest, Section 39 Partial Replat No. 1, Precinct 3.**
- CC. **Approve the plat for Parkway Lakes Shops, Section 4, Precinct 3.**
- DD. **Approve the plat for Katy Independent School District (KISD) Elementary School No. 23 and Support Facility Partial Replat, Precinct 3.**
- EE. **Set public hearing for Aliana West Airport Boulevard, State Highway 99 to FM 1464 STD, Replat No. 1, Precinct 4. (Tuesday, May 10, 2011, at 1:00 p.m.)**
- 12. **FACILITIES MANAGEMENT & PLANNING: The Director of Facilities Management & Planning submits these invoices for approval and payment for projects that have been budgeted and funded by Facility Bond and/or Capital Projects:**
 - A. **Invoice No. 23 in the amount of \$11,798.89 to Bailey Architects for Architectural Services regarding the University Branch Library in Sugar Land;**
 - B. **Pay Application No. 2 in the amount of \$11,732.10 to Evans Construction for Design/Build services regarding the Animal Services Satellite project;**
 - C. **Pay Application No. 20 in the amount of \$25,000.00 to Brookstone, LP for Construction Services regarding the Sienna Library;**
 - D. **Pay Application No. 6 in the amount of \$45,625.00 to Burton Construction Co. for Construction Services regarding expansion of the Justice of the Peace, Precinct 2 Facility.**
- 13. **FORT BEND FLOOD CONTROL WATER SUPPLY CORPORATION:**

The Board of Directors of the Fort Bend Flood Control Water Supply Corporation reviewed this item at their regular meeting held on March 23, 2011, and recommends that Commissioners Court authorize payment of invoices for work performed by consultants and/or contractors as listed on the Board Report dated March 23, 2011 for an amount totaling \$15,733.85 regarding Big Creek. (Fund: Big Creek)

14. HEALTH & HUMAN SERVICES - EMERGENCY MEDICAL SERVICE:

- A. Approve renewal of Affiliation Agreement between Fort Bend County and Wharton County Junior College to utilize County Emergency Medical Service facilities for education and training purposes through September 30, 2011.**
- B. Approve renewal of First Responder Agreement between Fort Bend County and Fairchilds Volunteer Fire Department effective through September 30, 2011.**

15. PURCHASING:

- A. Record into Minutes the Bond for Fort Bend County Purchasing Agent Gilbert Jalomo.**
- B. Authorize advertising for bids for traffic signals at the intersections of Beechnut Street at Winkleman Road/Gaines Road, and West Bellfort at Belknap Road.**
- C. Authorize advertising for request for proposals for a moving company.**

16. SHERIFF'S OFFICE:

Approve extension of Agreement between Fort Bend County and Bryan Smith dba BPS Professional Services, to continue as Deputy Director for the High Intensity Drug Trafficking Area (HIDTA) program through June 30, 2011, or until grant funds are depleted. (Fund: HIDTA Grant)

17. TAX ASSESSOR/COLLECTOR:

- A. Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on March 22, 2011, for an amount totaling \$8,495.92 for the Office of Patsy Schultz.**
- B. Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on March 29, 2011, for an amount totaling \$16,589.69 for the Office of Patsy Schultz.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 6 - 17.

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

18. COUNTY JUDGE:

A. Take all appropriate action An Order of the Commissioners Court Establishing Criteria for the Redistricting of Fort Bend County Political Boundaries.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Order of the Commissioners Court Establishing Criteria for the Redistricting of Fort Bend County Political Boundaries.

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

B. Take all appropriate action, as required by Texas Health and Safety Code Sec. 437.007, to waive the temporary food permit requirements on Sunday, May 1, 2011, for Lemonade Day participants organized by Prepared 4 Life, for lemonade stands to be located in areas regulated by the Fort Bend County Environmental Department.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to take all appropriate action, as required by Texas Health and Safety Code Sec. 437.007, to waive the temporary food permit requirements on Sunday, May 1, 2011, for Lemonade Day participants organized by Prepared 4 Life, for lemonade stands to be located in areas regulated by the Fort Bend County Environmental Department.

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

Item 18 continued - County Judge:

- C. Take all appropriate action on request to reappoint Review Committee for the Justice Assistance Grant (JAG) in preparation for the upcoming round of grant opportunities.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to reappoint Review Committee for the Justice Assistance Grant (JAG) in preparation for the upcoming round of grant opportunities. Members of the committee are Judge Susan Lowery, County Court at Law No. 3; Constable Ruben Davis, Precinct 2; Herb Owens, Chief Investigator for the District Attorney's Office and Dennis McAfee, Fort Bend County Crime Stoppers board member and Juvenile Outreach/Grants Coordinator for the Sheriff's Office.

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

19. COMMISSIONER, PCT. 1:

Take all appropriate action to acknowledge the non-cash charitable contribution of 12.472 acres of land out of a 211.109 acres of property in the Moses Shipman League, Abstract 86 and Thomas Barnett Survey Abstract 7, Arcola, Precinct 1, Fort Bend County, Texas, from Tejas Avco, Inc. used for the extension of South Post Oak Road and the improvements to McKeever Road.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to acknowledge the non-cash charitable contribution of 12.472 acres of land out of a 211.109 acres of property in the Moses Shipman League, Abstract 86 and Thomas Barnett Survey Abstract 7, Arcola, Precinct 1, Fort Bend County, Texas, from Tejas Avco, Inc. used for the extension of South Post Oak Road and the improvements to McKeever Road.

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

Commissioner Morrison thanked the County Attorney's office for their legal help on this project.

20. COMMISSIONER, PCT. 3:

Take all appropriate action on request by Panna Parikh to waive penalty and interest totaling \$97.85 on property taxes for tax year 2010, Precinct 3.

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to deny request by Panna Parikh to waive penalty and interest totaling \$97.85 on property taxes for tax year 2010, Precinct 3.

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

21. COMMISSIONER, PCT. 4:

A. Take all appropriate action on request by Catherine Holland and Faisal Kalkattawi to waive penalty and interest totaling \$347.85 on property taxes for tax year 2010, Precinct 4.

Pass.

B. Take all appropriate action on request by Vera Cheng to waive penalty and interest totaling \$621.13 on property taxes for tax year 2010, for properties located within Precincts 3 and 4.

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to deny request by Vera Cheng to waive penalty and interest totaling \$621.13 on property taxes for tax year 2010, for properties located within Precincts 3 and 4.

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

Item 21 continued - Commissioner Pct. 4:

- C. **Take all appropriate action to appoint Allan Harris to the Board of Directors for Fort Bend County Levee Improvement District No. 15, for a term through September 12, 2012, to fill the vacancy created by the resignation of Kevin Matocha.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and carried (4-0-1), it is ordered to appoint Allan Harris to the Board of Directors for Fort Bend County Levee Improvement District No. 15, for a term through September 12, 2012, to fill the vacancy created by the resignation of Kevin Matocha.

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

22. COMMUNITY DEVELOPMENT:

Take all appropriate action on Agreement between Fort Bend County and City of Arcola in the amount of \$161,040.00 for improvements to the City's sanitary sewer system, and authorize County Judge to sign all documents pertaining to the Agreement, which is part of the FY 2010 Consolidated Action Plan approved by Commissioners Court on July 6, 2010. (Fund: 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 City of Arcola in the amount of \$161,040.00 for improvements to the City's sanitary sewer system, and authorize County Judge to sign all documents pertaining to the Agreement, which is part of the FY 2010 Consolidated Action Plan approved by Commissioners Court on July 6, 2010. (Fund: Community Development Block Grant)

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

23. ELECTIONS ADMINISTRATION:

Take all appropriate action on Joint Election Agreement between Fort Bend County and Fort Bend County Water Control & Improvement District No. 3 to conduct elections on May 14, 2011.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Joint Election Agreement between Fort Bend County and Fort Bend County Water Control & Improvement District No. 3 to conduct elections on May 14, 2011.

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

24. ENGINEERING:

- A. Take all appropriate action on the Interlocal Agreement between Fort Bend County and City of Richmond for the expansion of Williams Way Boulevard, to relocate an existing water line and force main, along with approximately 6,400 linear feet of 5-foot sidewalks regarding Mobility Bond Project No. 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 the Interlocal Agreement between Fort Bend County and City of Richmond for the expansion of Williams Way Boulevard, to relocate an existing water line and force main, along with approximately 6,400 linear feet of 5-foot sidewalks regarding Mobility Bond Project No. 747, Precinct 1. (Fund: 2007 Mobility Bonds)

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

Item 24 continued - Engineering:

- B. Take all appropriate to authorize payment by Invoice Transmittal in the amount of \$2,500.00 for professional services regarding the Fort Bend/Cinco Ranch Traffic Signal, without a purchase order, Precinct 3. (Fund: Engineering, 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 \$2,500.00 to Half Associates for professional services regarding the Fort Bend/Cinco Ranch Traffic Signal, without a purchase order, Precinct 3. (Fund: Engineering, Fees)

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

- C. Take all appropriate action on Change Order No. 2 to the Agreement between Fort Bend County and Durwood Greene Construction Company to increase the scope of services in the amount of \$19,500.00 regarding the extension of South Post Oak Blvd. and the reconstruction of McKeever Road past West Plantation Drive, Mobility Bond Project #763, Precinct 1. (Funds: 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. 2 to the Agreement between Fort Bend County and Durwood Greene Construction Company to increase the scope of services in the amount of \$19,500.00 regarding the extension of South Post Oak Blvd. and the reconstruction of McKeever Road past West Plantation Drive, Mobility Bond Project #763, Precinct 1. (Funds: 2007 Mobility Bonds)

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

Item 24 continued - Engineering:

- D. Take all appropriate action for permanent closure of a portion of Chalford Drive within the Dover Subdivision from Swanfield Drive to the Dead End at Keegans Bayou, Pct. 3.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve permanent closure of a portion of Chalford Drive within the Dover Subdivision from Swanfield Drive to the Dead End at Keegans Bayou, Pct. 3.

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

25. HEALTH & HUMAN SERVICES:

Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$15.99 to Sprint for item purchased without a purchase order. (Fund: Health & Human Services, Grant)

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$15.99 to Sprint for item purchased without a purchase order. (Fund: Health & Human Services, Grant)

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

26. HUMAN RESOURCES:

Take all appropriate action on request to grant an extension of Involuntary Leave of Absence through June 30, 2011, for employee of Constable Precinct 4, Position No. 5504-0024.

Moved by Commissioner Patterson Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to grant an extension of Involuntary Leave of Absence through June 30, 2011, for employee of Constable Precinct 4, Position No. 5504-0024.

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

27. INDIGENT HEALTH CARE:

- A. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$9,872.82 to Oak Bend Medical Office, Ltd. for rental of office space during the months of March and April 2011 without a Purchase Order, to house the Indigent Health Care Physicians Clinic. (Fund: Indigent Health Care, Rental)**

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$9,872.82 to Oak Bend Medical Office, Ltd. for rental of office space during the months of March and April 2011 without a Purchase Order, to house the Indigent Health Care Physicians Clinic. (Fund: Indigent Health Care, Rental)

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

Item 27 continued - Indigent Health Care:

- B. Take all appropriate action to authorize payment by Invoice Transmittal for an amount totaling \$57,500.00 to Oak Bend Medical Group for primary care physician services provided during March and April, 2011 without a purchase order. (Fund: Indigent Health Care, Professional Services)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal for an amount totaling \$57,500.00 to Oak Bend Medical Group for primary care physician services provided during March and April, 2011 without a purchase order. (Fund: Indigent Health Care, Professional Services)

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

28. PARKS DEPARTMENT:

Take all appropriate action on the Agreement to apply to Texas Department of Agriculture Food and Nutrition Division for the Summer Food Special Nutrition Program for 2011, and authorize County Judge to sign all documents pertaining to the application.

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve the Agreement to apply to Texas Department of Agriculture Food and Nutrition Division for the Summer Food Special Nutrition Program for 2011, 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 |

29. PURCHASING:

- A. Take all appropriate action to authorize the purchase of ancillary furniture for the Justice Center utilizing Texas Multiple Award Schedule agreements, The Cooperative Purchasing Network agreements and General Services Administration agreements, for an amount not to exceed \$1,065,306.66. (Fund: Facility Bond Project)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of ancillary furniture for the Justice Center utilizing Texas Multiple Award Schedule agreements, The Cooperative Purchasing Network agreements and General Services Administration agreements, for an amount not to exceed \$1,065,306.66. (Fund: Facility Bond Project)

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

- B. Take all appropriate action on RFP #11-030 for Baseball Field Lighting at Barker Park.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize negotiations with Liteco Electric for RFP #11-030 for Baseball Field Lighting at Barker Park.

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

- C. Take all appropriate action on Bid #11-051 for the purchase of New Fusion Image Intensification Thermal System.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to award Bid #11-051 for the purchase of four New Fusion Image Intensification Thermal System (night vision goggles) to Globe Electric for Sheriff's Office.

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

Item 29 continued - Purchasing:

- D. Take all appropriate action on renewal of the Agreement between Fort Bend County and Tiburon, Inc. for software support and maintenance in an amount not to exceed \$173,317.00 effective through October 31, 2011. (Fund: Sheriff's Office)**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to renew the Agreement between Fort Bend County and Tiburon, Inc. for software support and maintenance in an amount not to exceed \$173,317.00 effective through October 31, 2011. (Fund: Sheriff's Office)

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

- E. Take all appropriate action on Bid #11-053 for the Purchase and Hauling of Earthen Type Road Materials.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to award Bid #11-053 for the Purchase and Hauling of Earthen Type Road Materials to all bidders meeting specifications.

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

- F. Take all appropriate action on Bid #11-047 for furnishings for the University Branch Library.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to award Bid #11-047 for furnishings for the University Branch Library to each highlighted bidder per section.

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

Item 29 continued - Purchasing:

- G. Take all appropriate action on Bid #11-031 for the Construction of a Pre-Fabricated Concession Stand for Barker Park.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to reject and re-advertise for Bid #11-031 for the Construction of a Pre-Fabricated Concession Stand for Barker Park.

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

- H. Take all appropriate action on Change Order No. 1 to the Contract with Construction Rent-A-Fence, Inc. pursuant to Bid #10-077, for additional work at the Barker Park baseball fields in the amount of \$9,435.00. (Fund: Parks Department)**

Pass.

- I. Take all appropriate action to add the Needville Service Center location to the Contract with Royal Protection Group, pursuant to Bid #10-028 for fire sprinkler inspections, anti-backflow inspections, fire alarm monitoring and fire alarm inspections. (Fund: Facilities Management & Planning)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to add the Needville Service Center location to the Contract with Royal Protection Group, pursuant to Bid #10-028 for fire sprinkler inspections, anti-backflow inspections, fire alarm monitoring and fire alarm inspections. (Fund: Facilities Management & Planning)

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

Item 29 continued - Purchasing:

- J. Take all appropriate action to add the Needville Service Center location to the Contract with Casteel, pursuant to Bid #10-028, for fire sprinkler inspections, anti-backflow inspections, fire alarm monitoring and fire alarm inspections. (Fund: Facilities Management & Planning)**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to add the Needville Service Center location to the Contract with Casteel, pursuant to Bid #10-028, for fire sprinkler inspections, anti-backflow inspections, fire alarm monitoring and fire alarm inspections. (Fund: Facilities Management & Planning)

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

- K. Take all appropriate action to authorize renewal of license and maintenance agreements for Novell from SHI Governmental Solutions, Inc., utilizing Department of Information Resources Agreement DIR-SDD-1034, for an amount not to exceed \$51,694.76 effective through August 31, 2011. (Fund: Information Technology)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize renewal of license and maintenance agreements for Novell from SHI Governmental Solutions, Inc., utilizing Department of Information Resources Agreement DIR-SDD-1034, for an amount not to exceed \$51,694.76 effective through August 31, 2011. (Fund: Information Technology)

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

Item 29 continued - Purchasing:

- L. Take all appropriate action to authorize the purchase and installation of telephone equipment and service from Datavox, Inc. utilizing Department of Information Resources Agreement DIR-SDD-1513, in an amount not to exceed \$761,294.73 for the Justice Center, Jane Long Data Center, and Missouri City Annex. (Fund: Facility Bond Project and Information Technology)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase and installation of telephone equipment and service from Datavox, Inc. utilizing Department of Information Resources Agreement DIR-SDD-1513, in an amount not to exceed \$761,294.73 for the Justice Center, Jane Long Data Center, and Missouri City Annex. (Fund: Facility Bond Project and Information Technology)

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

- M. Take all appropriate action to authorize the purchase of five (5) dump trucks from Houston Freightliner utilizing Houston-Galveston Area Council Agreement HT11-09 for the amount of \$104,500.00 each for Road & Bridge. (Fund: Road & Bridge)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of five (5) dump trucks from Houston Freightliner utilizing Houston-Galveston Area Council Agreement HT11-09 for the amount of \$104,500.00 each for Road & Bridge. (Fund: Road & Bridge)

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

Item 29 continued - Purchasing:

- N. Take all appropriate action to authorize the purchase of mobile computer equipment from CDW-G utilizing Department of Information Resources Agreement DIR-SDD-592 for an amount not to exceed \$274,697.50 for the Sheriff's Office. (Fund: Sheriff's Office, Asset Forfeiture)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of mobile computer equipment from CDW-G utilizing Department of Information Resources Agreement DIR-SDD-592 for an amount not to exceed \$274,697.50 for the Sheriff's Office. (Fund: Sheriff's Office, Asset Forfeiture)

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

30. SHERIFF'S OFFICE:

- A. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$131,433.31 to Correctional Healthcare for professional services provided to inmates in fiscal year 2010, for which funds were approved by Commissioners Court on March 8, 2011. (Fund: Sheriff, Detention, Professional Services)**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$131,433.31 to Correctional Healthcare for professional services provided to inmates in fiscal year 2010, for which funds were approved by Commissioners Court on March 8, 2011. (Fund: Sheriff, Detention, Professional Services)

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

Item 30 continued - Sheriff's Office:

- B. Take all appropriate action on Agreement between Fort Bend County and the Organized Crime Drug Enforcement Task Forces (OCDETF) to accept grant funds in the amount of \$140,616.64 to participate in the strike force/strategic initiative programs effective through September 30, 2011, with no cash match required by Fort Bend County.**

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and the Organized Crime Drug Enforcement Task Forces (OCDETF) to accept grant funds in the amount of \$140,616.64 to participate in the strike force/strategic initiative programs effective through September 30, 2011, with no cash match required by Fort Bend County.

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

31. Approve Bills.

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve bills in the amount of \$11,035,389.02.

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

32. Ratify the release of time-sensitive bills by Auditor on March 31, 2011.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to ratify the release of time-sensitive bills by Auditor on March 31, 2011 in the amount of \$321,360.33.

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

Recess:

Recessed at 1:33 p.m.

April 5, 2011

33. 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.

Thor Ranch - Spring Green Road at 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.

1. Katy Gaston Road Widening Project and FM 1093 Widening Project - Grover Tract; Precinct 3.

2. Discuss appraised value and determine a minimum bid amount for real property to be sold through Sealed-Bid Procedure; Precinct 3.

Closed Session:

Convened at 1:45 p.m.

Adjourned at 2:05 p.m.

Reconvene:

Reconvened at 2:10 p.m.

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

A. § 551.071. Consultation With Attorney.

Thor Ranch - Spring Green Road at FM 1093.

No action.

B. § 551.072. Deliberation Regarding Real Property.

1. Katy Gaston Road Widening Project and FM 1093 Widening Project - Grover Tract; Precinct 3.

No action.

2. Discuss appraised value and determine a minimum bid amount for real property to be sold through Sealed-Bid Procedure; Precinct 3.

No action.

April 5, 2011

35. Adjournment.

Commissioners Court adjourned at 2:12 p.m. on Tuesday, April 5, 2011.

April 5, 2011

DRAINAGE DISTRICT BOARD MINUTES

BE IT REMEMBERED, That on this 5th DAY of APRIL, 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 |
| 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 1:06 p.m.

2. Take all appropriate action on RFP #11-042 for a 60-Ton Trailer.

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to take all appropriate action on RFP #11-042 for a 60-Ton Trailer.

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

Recess:

Recessed at 1:07 p.m.

April 5, 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-044046; Fred E. Bray v. Fort Bend County Drainage District; In the County Court at Law Number One (1) of Fort Bend County, Texas.**
- B. Cause No. 10-CCV-043690; James E. Eiteman and Ludy Eiteman, v. Fort Bend County Drainage District in County Court at Law #4 in Fort Bend County, Texas.**
- C. 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.**
- D. Cause No. 10-CCV-043691; Christiaan H. Stevens and Aldegondis Stevens, v. Fort Bend County Drainage District in County Court at Law #4 in Fort Bend County, Texas.**

Closed Session:

Convened at 1:43 p.m.
Adjourned at 1:45 p.m.

Reconvene:

Reconvened at 2:08 p.m.

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

§ 551.071. Consultation With Attorney.

- A. Cause No. 11-CCV-044046; Fred E. Bray v. Fort Bend County Drainage District; In the County Court at Law Number One (1) of Fort Bend County, Texas.**
- B. Cause No. 10-CCV-043690; James E. Eiteman and Ludy Eiteman, v. Fort Bend County Drainage District in County Court at Law #4 in Fort Bend County, Texas.**
- C. 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.**

Item 4 continued - 551.071 Consultation with Attorney:

D. Cause No. 10-CCV-043691; Christiaan H. Stevens and Aldegondis Stevens, v. Fort Bend County Drainage District in County Court at Law #4 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 in an additional amount not to exceed \$10,000.00 each for Cause No. 11-CCV-044046; Fred E. Bray v. Fort Bend County Drainage District, Cause No. 10-CCV-043690; James E. Eiteman and Ludy Eiteman, v. Fort Bend County Drainage District, Cause No. 11-CCV-044047; Kerry A. Kilburn and Cynthia H. Kilburn v. Fort Bend County Drainage District and Cause No. 10-CCV-043691; Christiaan H. Stevens and Aldegondis Stevens, v. Fort Bend County 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 2:10 p.m. on Tuesday, April 5, 2011.