

June 14, 2011

**NOTICE OF MEETING  
FORT BEND COUNTY COMMISSIONERS COURT  
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS  
TUESDAY, JUNE 14, 2011  
1:00 O'CLOCK P.M.**

**AGENDA**

1. Call to Order.
2. Invocation and Pledge of Allegiance by Commissioner Morrison.
3. Approve minutes of regular meeting held on June 7, 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. Replat of Clayton Oaks Living, being a partial replat of Restricted Reserve "J" of Los Puentes Office Park, Precinct 1.
  - B. Replat of Ali's Market, being a replat of Lots 23, 24, and 25 of Block "A" of Fresno Ranchos Subdivision, Precinct 1.

**CONSENT AGENDA ITEMS 6 - 17**

6. **OUT OF STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
  - A. **AgriLife Extension Office : Sandra Fry to Los Angeles, California, August 18-23, 2011, to attend 2011 American Sewing Guild National Conference. (Fund: Extension Office, Travel)**
  - B. **Constable, Pct. 3 : Aaron W. Tyksinski to Quantico, Virginia, July 6 through September 20, 2011, to attend training at the FBI National Academy. (Fund: LEOSE Training, Constable, Pct. 3)**
  - C. **Engineering : Ronald Drachenberg to Portland, Oregon, July 15-19 2011, to attend the National Association of County Engineers (NACE) Board of Directors meeting during 2011 Annual Conference. (Fund: Engineering, Travel)**

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- D. **Sheriff's Office** : Ratify travel by B. Schmitt and R. Williamson to Orange County, California on June 8, 2011, for extradition of prisoner back to Ft. Bend County. (Fund: Sheriff, Enforcement, Travel)
7. **COUNTY JUDGE:**
- A. **Approve the appointment of Commissioner Grady Prestage as Fort Bend County's Designated Delegate to the 2011 National Association of Counties (NACo) Annual Conference.**
- B. **Record into Minutes the 2010 Annual Report as submitted by Fort Bend County Emergency Services District No. 5, pursuant to Health & Safety Code Title 9, Chapter 775, Section 775 and Section 775.036.**
- C. **Authorize the Grants Review Committee, appointed by Commissioners Court on April 5, 2011, to review local solicitation for FY 2011 Edward Byrne Memorial Justice Assistance Grant (JAG) funds in the amount of \$87,258 pursuant to the 30-day governmental review policy of the application process.**
8. **COMMISSIONER, PCT. 1:**
- Approve Interlocal Project Agreement between Fort Bend County and City of Arcola to provide assistance with reconstructing and chip coating Texas Avenue and South Ladonia, County expenditure not to exceed \$23,220. (Fund: Road & Bridge)**
9. **COMMISSIONER, PCT. 3:**
- Approve the reappointment of Mary Rose Zdunkewicz to Position 6 representing Fort Bend County on the Texana Center Board of Trustees for a two-year term, effective through August 31, 2013.**
10. **BUDGET & FINANCE/BUDGET TRANSFERS:**
- A. **Commissioner, Pct. 4** : Approve transfer in the amount of \$521 from Travel into Information Technology to allocate funds into correct line item for purchase of replacement computer.
- B. **Facilities Management & Planning** : Approve transfer in the amount of \$10,001 as detailed on Auditor's form dated June 8, 2011, to amend the budget pursuant to Local Government Code Section 111.0707 and allocate funds received from Fort Bend Central Appraisal District for facility remodel.
- C. **J ustice of the Peace, Precinct 1, Place 1** : Approve transfer in the amount of \$35 from Office Supplies into Information Technology to allocate funds into correct line item for purchase of bluetooth adaptor.

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- D. **Road & Bridge** : Approve transfer in the amount of \$100,000 as detailed on Auditor's form dated June 8, 2011, to amend the budget pursuant to Local Government Code Section 111.0707, and allocate funds reimbursed by City of Simonton for road work completed by the County.
  - E. **Sheriff's Office** : Approve transfer in the amount of \$424,849 as detailed on Auditor's form dated June 8, 2011, to amend the budget pursuant to Local Government Code Section 111.0707 and allocate funds received from State Forfeiture account.
11. **COMMUNITY DEVELOPMENT:**
- A. Approve payment of Invoice #3-2342 in the amount of \$131,785.97 to Nunn Constructors for construction services regarding the City of Kendleton Wastewater Treatment Plant. (Fund: Community Development Block Grant and Community Development Block Grant - Recovery)
  - B. Approve payment of Invoice #WH16400-061011 in the amount of \$573.78 to Jacobs Engineering Group for engineering services regarding the City of Kendleton Wastewater Treatment Plant. (Fund: Community Development Block Grant)
12. **ENGINEERING:**
- A. Approve payment of Invoice No. ES110426-1 (Pay Estimate No. 1) in the amount of \$16,140.00 to Amani Engineering, Inc. regarding traffic signal design for the intersection of Harlem Road at Plantation Drive, Mobility Bond Project #725, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)
  - B. Approve payment of Invoice No. T210449 (Pay Estimate No. 15) in the amount of \$15,598.28 to Terracon regarding Greenbusch Road Phase II (from Mills Manor to Falcon Landing Blvd.), Mobility Bond Project #732, Precinct 3. (Fund: 2007 Mobility Bonds)
  - C. Approve payment of Invoice No. 3838 in the amount of \$13,357.50 to Property Acquisition Services (PAS) for various right of way acquisition services within Precincts 1, 2, 3, and 4. (Fund: Right of Way)
  - D. Approve payment of Invoice No. 511019 in the amount of \$1,410.00 to Klotz Associates for labor rates regarding Fort Bend County Mobility Bond Projects within Precincts 1, 2, 3, and 4. (Fund: 2007 Mobility Bonds)
  - E. Approve application from Discovery Schoolhouse and Suntech Building Systems, Inc. to construct a driveway tie-in onto Middleoak Group Lane, Precinct 3.
  - F. Approve application from AT&T Texas to bury cable along Insurance, Precinct 1.

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- G. **Approve application from Centerpoint Energy Entex to bury a 2-inch gas line along Morgan Lane, Precinct 1.**
- H. **Approve application from AT&T Texas to bury cable along Mason Road, Pct. 3.**
- I. **Approve application from D.L. Elliott Enterprises, Inc. to bore and bury a 16-inch water line along Grand Mission Blvd. and Long Point Slough, Precinct 3.**
- J. **Approve application from Centerpoint Energy to hang aerial lines across Mustang Bayou Relief Channel, Precinct 1.**
- K. **Approve the plat for Katy Independent School District Elementary School Site No. 35, Precinct 3.**
- L. **Approve plat for the roads within Del Webb-Richmond, Section One-C, Precinct 1.**
- M. **Approve plat for the lots within Del Webb-Richmond, Section One-C, Precinct 1.**
- N. **Approve plat for the roads within Del Webb-Richmond, Section Three, Precinct 1.**
- O. **Approve plat for the lots within Del Webb-Richmond, Section Three, Precinct 1.**
- P. **Approve plat for the roads within Cinco Ranch Southwest, Section 58, Precinct 3.**
- Q. **Approve plat for the lots within Cinco Ranch Southwest, Section 58, Precinct 3.**
- R. **Approve plat for the roads within Sienna Village of Anderson Springs, Section 16, Precinct 2.**
- S. **Approve plat for the lots within Sienna Village of Anderson Springs, Section 16, Precinct 2.**
- T. **Approve plat for the roads within Aliana Section 15, Replat No. 2 and Extension, Precinct 3.**
- U. **Approve plat for the lots within Aliana Section 15, Replat No. 2 and Extension, Precinct 3.**
- V. **Accept the streets in Cinco Ranch Southwest, Section 31: Deermeadow Falls Lane 1,267.69 LF; Sedgeland Trail Lane 999.49 LF; Middleoak Grove Lane 524.13 LF; Middlewood Manor Lane 1,044.80 LF; Hurston Glen Lane 1,092.71 LF; and Woodleigh Springs Lane 49.60 LF; for a total of 4,978.42 LF; and release bond #SU5025200 in the amount of \$344,890.00, Precinct 3.**

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- W. **Accept the streets in Cinco Ranch Southwest , Section 41: Charter Park Lane 175.31 LF; Gillside Manor Drive 299.23 LF; Haywards Crossing Lane 928.04 LF; Evanmill Lane 1,082.93 LF; Guilford Glen Lane 227.48 LF; and Addlestone Ridge Lane 370.90 LF; for a total of 3,083.89 LF; and release bond #SU1103956 in the amount of \$242,410.00, Precinct 3.**
- X. **Accept the streets in Cinco Ranch Southwest, Section 38: Calgary Woods Lane 371.91 LF; Folkstone Circle 1,095.06 LF; Alpine Trail Lane 209.08 LF; and Haywards Crossing Lane 188.20 LF; for a total of 1,864.98 LF; and release bond #SU1103247 in the amount of \$135,310.00, Precinct 3.**
- Y. **Accept the streets in King Lakes, Section 3: Northlight Lane 241.73 LF; Bridgeton Hollow Drive 212.93 LF; Ferndale Meadows Drive 720.39 LF; Lisburn Drive 560.08 LF; and Brant Crossing Drive 154.38 LF; for a total of 1,889.51 LF; and release bond #1023758 in the amount of \$138,879.00, Precinct 3.**
- Z. **Set public hearing for acceptance of the traffic control plan for Cinco Ranch Southwest, Section 31, Section 38 and Section 41, Precinct 3. (Tuesday, July 12, 2011, at 1:00 p.m.)**
- AA. **Set public hearing for acceptance of the traffic control plan for King Lakes, Section 3, Precinct 3. (Tuesday, July 12, 2011, at 1:00 p.m.)**
- 13. **FACILITIES MANAGEMENT & PLANNING:**
  - A. **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:**
    - 1. **Pay Application No. Two (2) in the amount of \$153,105.93 to SLI Group for Design/Construction Services regarding the Juvenile Leadership Academy;**
    - 2. **Pay Application No. Eight (8) to EE Reed Construction, L.P. in the amount of \$991,116.00 for Construction Services regarding the University Branch Library in Sugar Land;**
    - 3. **Pay Application No. Eleven (11) in the amount of \$75,307.46 to Crain Group L.L.C. for Construction Services regarding the Office of Emergency Management expansion.**
  - B. **Approve renewal of the Lease Agreement between Fort Bend County and Texas Alcoholic Beverage Commission (TABC) to extend the lease of office space in the Gus George Law Enforcement Academy for the period of September 1, 2011 through August 31, 2012.**

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14. **HEALTH & HUMAN SERVICES:**

**Accept and sign Department of State Health Services (DSHS) Amendment No. 001D to Grant Award Contract No. 2010-033332, the content of which is covered under Texas Government Code § 418.183(f).**

15. **HUMAN RESOURCES:**

**Approve application for withdrawal of 47 hours from the Shared Sick Leave Pool for Employee of District Clerk's Office, Position No. 4501-0043.**

16. **PURCHASING:**

- A. **Authorize advertising for bids for air conditioning system replacement at the Juvenile Detention & Probation Facility.**
- B. **Rescind Court's approval of Agenda Item 33 O from Commissioners Court dated May 24, 2011, which read: Take all appropriate action on Agreement between Fort Bend County and Oak Bend Medical Group, Inc. in an amount not to exceed \$16,667 per month to provide medical services for eligible residents: due to revisions made by provider.**

17. **TAX ASSESSOR/COLLECTOR:**

- A. **Record into Minutes the Summary Monthly Report of Property Taxes Collected in May, 2011, as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.**
  - B. **Approve tax payment refund over \$500 detailed in Tax Assessor/Collector's Report submitted on June 7, 2011, for an amount totaling \$10,630.41 for the Office of Patsy Schultz.**
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18. **COUNTY JUDGE:**

- A. **Take all appropriate action on Order of the Commissioners Court of Fort Bend County to Designate Courts Facilities.**
- B. **Take all appropriate action on Order Prohibiting Sale and Use of Restricted Fireworks in Fort Bend County, pursuant to Local Government Code Section 352.051.**

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19. COMMISSIONER, PCT. 4:

Take all appropriate action on request by Amir Madhani to waive penalty and interest totaling \$355.75 on property taxes for tax year 2010, Precinct 4.

20. COUNTY CLERK:

Record into Minutes the posting of all official and legal notices filed with the Fort Bend County Clerk by electronic display, instead of a physical document, pursuant to Local Government Code § 82.051, and Texas Government Code § 551.043, to be fully implemented no later than July 5, 2011.

21. ENGINEERING:

- A. Take all appropriate action on a request by Gloria Kelley for a variance to the Fort Bend County Regulations of Subdivisions, Section 2.2B, to divide 2.00 acres out of a called 4.8106 acre tract situated in the R. H. Earnest Survey No. 6, Abstract 388 and the J.J. Dickerson Survey No. 2, Abstract No. 401, recorded in official Fort Bend County Deed Records, Volume 708, Page 590 and Instrument #2011032776, Fort Bend County, Texas, Precinct 1.
- B. 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 Sienna Village of Anderson Springs, Section 17B, on behalf of Sienna/Johnson North, L.P., Precinct 2.
- C. Take all appropriate action on plat for the roads within Sienna Village of Anderson Springs, Section 17B, Precinct 2.
- D. Take all appropriate action on plat for the lots within Sienna Village of Anderson Springs, Section 17B, Precinct 2.

22. FIRE MARSHAL:

Take all appropriate action to authorize reimbursement in the amount of \$6.34 to Matt Cornell for keys purchased without a purchase order. (Fund: Fire Marshal, Operating Supplies)

23. PARKS DEPARTMENT:

Take all appropriate action on request to transfer the amount of \$200,000 as detailed on Auditor's form dated June 9, 2011, to reallocate funds necessary for the Barker Cypress Park.

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24. PUBLIC TRANSPORTATION:

Take all appropriate action to accept and authorize County Judge to execute Amendment #1 to Project Grant Agreement No. 51112F7160 between Fort Bend County and Texas Department of Transportation, to amend contract language and add Attachment C, with no change in funding.

25. PURCHASING:

- A. Take all appropriate action on request by Pumpelly Oil Company for price increase, pursuant to Bid #11-010 for Oil and Lubricants.
- B. Take all appropriate action on Bid #11-064 for Traffic Signalization Projects.
- C. Take all appropriate action to authorize the purchase of Incar Video Systems, cameras, and accessories from L3 Communications utilizing State of Texas Department of Information Resources Contract Number DIR-SDD-1348 for an amount not to exceed \$77,492.25. (Fund: Sheriff's Office, Capital Acquisitions and Property & Equipment)
- D. Take all appropriate action on Agreement to Provide Medical Services between Fort Bend County and Oak Bend Medical Group, Inc. in an amount not to exceed \$16,667.67 per month for primary care to eligible residents effective through September 30, 2012. (Fund: Indigent Health Care)

26. SHERIFF'S OFFICE:

Take all appropriate action on the Organized Crime Drug Enforcement Task Force Agreement for Use of State and Local Overtime and Authorized Expense/Strategic Initiative Program effective March 1, 2011 through September 30, 2012.

27. Approve Bills.

28. Authorize County Auditor to pay and release time sensitive bills on June 23, 2011, to be ratified by Commissioners Court on June 28, 2011.

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

§ 551.074. Personnel Matters. Commissioners Court will meet in Closed Session to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.

Annual Evaluation - Parks Director.

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

§ 551.074. Personnel Matters.

Annual Evaluation - Parks Director.

31. 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.

  
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Robert E. Hebert, County Judge

Notice of meeting/agenda was filed with the County Clerk and posted at the Fort Bend County Courthouse Complex in Richmond, Texas, on Friday, June 10, 2011. An electronic version of this notice is also posted on the Fort Bend County website: [www.co.fort-bend.tx.us](http://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 2:18 AM (P.M.)  
JUN 10 2011 SF  
  
County Clerk Fort Bend Co. Texas