

December 13, 2011

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS
TUESDAY, DECEMBER 13, 2011
1:00 O'CLOCK P.M.**

AGENDA

1. Call to Order.
2. Invocation and Pledge of Allegiance by Commissioner Meyers.
3. Approve minutes of regular meeting held on December 6, 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. Approve replat: Sienna Village of Anderson Springs, Section 15A Partial Replat No. 1, Precinct 2.
 - B. Approve replat of Family Dollar Store FM 1464 Subdivision, Precinct 3.

CONSENT AGENDA ITEMS 6 - 17:

6. **OUT OF STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
 - A. **Health & Human Services : Mary desVignes-Kendrick, David Olinger, David Aaron, Melanie Manville, Anthony Ryder and Jason Goetzman to Anaheim, California, February 20-24, 2012 to attend the Public Health Preparedness Summit. (Fund: Public Health Emergency Preparedness Grant)**
 - B. **Information Technology : Ray Webb to San Diego, California, January 17-20, 2012, to attend the Manatron Annual Executive Summit, with travel and lodging sponsored by Manatron. (Fund: Information Technology, Travel)**
 - C. **Sheriff's Office : Ratify travel by J. Orlop to Lafayette, Louisiana, December 7, 2011, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)**

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- D. **Sheriff's Office** : Ratify travel by A. Zarosky and J. Harris to Durham, North Carolina, December 12-14, 2011, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)

- 7. **COUNTY JUDGE:**
 - A. Ratify and approve request of Fort Bend County Deputy Sheriff's Association to collect toys for the Santa Behind the Badge program at the Justice Center and the Rosenberg Annex during the month of December 2011.

 - B. Approve the reappointment of primary and designated alternate members to the following Houston-Galveston Area Council committees for the year 2012: Transportation Policy Council - James Patterson, Primary Voting Member; Paulette Shelton, Designated Alternate Member; and Technical Advisory Committee - Jesse Hegemier, Primary Voting Member; Ronald Drachenberg, Designated Alternate Member.

- 8. **COMMISSIONER, PCT. 1:**
 - A. Approve the reappointment of Andrea Downey to the Fort Bend County Library Advisory Board for a two-year term, effective through December 31, 2013.

 - B. Approve the appointment of Wolfram M. Von-Maszewski to the Fort Bend County Library Advisory Board for a two-year term, effective through December 31, 2013.

- 9. **COMMISSIONER, PCT. 2:**

Approve the appointment of Elaine Mosely to the Fort Bend County Library Advisory Board, to fill the unexpired term of David Pay, through December 2012.

- 10. **COMMISSIONER, PCT. 3:**

Approve renewal of Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Waterview Estates Owners Association, Inc., with services to be provided by the Sheriff's Office effective through September 30, 2012.

- 11. **COMMISSIONER, PCT. 4:**

Accept Dedication Deed for 0.2320 acre tract of land located in the R.H. Hunder Survey, A-206, in Fort Bend County, Texas; said 0.2320 acre tract being out of the remainder of "Tract 1" as recorded in the name of LM Land Holdings in Clerk's File Number 200210604, and record same into Fort Bend County Property Records; Precinct 4.

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12. **AUDITOR:**

Accept Monthly Financial Report prepared by County Auditor for eleven months ending August 31, 2011 pursuant to Local Government Code Section 114.023.

13. **BUDGET & FINANCE:**

A. **Approve the Quarterly County Investment Report for the Fourth Quarter of Fiscal Year 2011 in accordance with Texas Government Code §2256.023.**

B. **BUDGET TRANSFERS**

1. **Budget Office : Approve transfer in the amount of \$40 from Office Supplies into Information Technology to allocate funds for replacement of keyboard and mouse equipment for computer.**
2. **Mental Health Public Defender : Approve transfer in the amount of \$16,000 as detailed on Auditor's form dated December 7, 2011, to correct the local match allocated on November 1, 2011 for the Mental Health Public Defender Program Grant.**
3. **Parks Department : Approve FY 2011 transfer in the amount of \$20,863 as detailed on Auditor's form dated December 6, 2011, to allocate additional funds for the 2011 Summer Food Program.**

14. **ENGINEERING:**

- A. **Approve payment of Invoice No. 1111-40 (Pay Estimate No. 2) in the amount of \$8,755.00 to JNS Engineers, LLC regarding Falcon Landing - Katy Gaston Roadway Improvements (from Willowfork Bayou Bridge to Spring Green and Katy Gaston), Mobility Bond Project #703, Precinct 3. (Fund: 2007 Mobility Bonds)**
- B. **Approve payment of Invoice No. 11-10-007 (Pay Estimate No. 2) in the amount of \$21,662.00 to Kelly Kaluza & Associates, Inc. regarding the expansion of Golfview Drive, Mobility Bond Project #709, Precinct 1. (Fund: 2007 Mobility Bonds)**
- C. **Approve payment of Invoice No. 102411 (Pay Estimate No. 11) in the amount of \$30,540.29 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 No. 3958 in the amount of \$17,610.00 to Property Acquisition Services (PAS) regarding various right of way acquisition services within Precincts 1, 2, 3, and 4. (Fund: Right of Way)**

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- E. **Approve application from Hurtado Construction Company to bore a 30-inch water line under Cinco Ranch Blvd., Precinct 3.**
- F. **Approve application from CenterPoint Entex to bury a 6-inch plastic gas line along Del Webb Blvd., Precinct 1.**
- G. **Approve application from Jerdon Enterprises, LP to construct a driveway tie-in onto Skinner Lane, Precinct 3.**
- H. **Approve application from ETS Telephone Company to bore under Bull Head Slough, Precinct 4.**
- I. **Approve application from Comcast, LLC to bore under and bury cable along Grand Mission Blvd., Precinct 3.**
- J. **Approve application from CenterPoint Entex to bore under and bury a 2-inch plastic gas line along Roesner Road, Precinct 3.**
- K. **Approve application from Transcontinental Gas Pipeline Company, LLC to construct a driveway tie-in onto Katy-Gaston Road, Precinct 3.**
- L. **Approve application from Scohil Construction Services, LLC to bore a 12-inch water line under Fry Road and Blanchard Grove Drive, Precinct 3.**
- M. **Approve application from Gonzalez Construction Enterprises, Inc, to bore under Westmoor Drive and open cut Long Point Slough V-B1, Precinct 3.**
- N. **Release the cash security amount for Cinco Ranch Southwest, Section 54 for Taylor Morrison of Texas, Inc. in the amount of \$203,385.00 plus accrued interest, Pct. 3.**
- O. **Accept replacement bond#1071727 in the amount of \$203,385.00, for Cinco Ranch Southwest, Section 54, Precinct 3.**
- P. **Approve plat for the roads within Del Webb Richmond, Section 5B, Precinct 1.**
- Q. **Approve plat for the lots within Del Webb Richmond, Section 5B, Precinct 1.**
- R. **Set public hearing for Fulbrook, Section 2A, Replat of Lots 3 and 4 of Block 2, Precinct 3. (Tuesday, January 24, 2012, at 1:00 p.m.)**
- S. **Set public hearing for Fulbrook, Section 2D Replat of Lots 5 and 6 of Block 4, Precinct 3. (Tuesday, January 24, 2012, at 1:00 p.m.)**
- T. **Set public hearing for Fulbrook, Section 3A, Replat of Lots 1 and 2 of Block, Precinct 3. (Tuesday, January 24, 2012, at 1:00 p.m.)**

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- U. **Set public hearing for Fulbrook, Section 3A, Replat of Lots 4 and 5 of Block 3, Precinct 3. (Tuesday, January 24, 2012, at 1:00 p.m.)**
- V. **Set public hearing for Fulbrook, Section 5B, Replat of Lots 9 and 10 of Block 1, Precinct 3. (Tuesday, January 24, 2012, at 1:00 p.m.)**
- 15. **FACILITIES MANAGEMENT & PLANNING: The Director of Facilities Management & Planning submits these invoices for approval and payment for projects that have been budgeted and funded by Facility Bond and/or Capital Projects:**
 - A. **Pay Application No. 11-013 004 in the amount of \$153,420.35 to Bass Construction Co., Inc., for construction services regarding the Employee Health Clinic;**
 - B. **Invoice No. 10031522 and Invoice No. 10031172 for an amount totaling \$899.00 to PGAL for professional services rendered regarding the Justice Center.**
- 16. **PUBLIC TRANSPORTATION:**

Approve Amendment No. 2 to Project Grant Agreement No. 51012F7206 between Fort Bend County and the State of Texas, extending the grant period through May 31, 2012.
- 17. **PURCHASING:**
 - A. **Accept construction documents and authorize advertising for proposals for construction of the Senior Center.**
 - B. **Authorize advertising for proposals for Medical Staffing During an Emergency Response.**
 - C. **Authorize renewal of Employee Benefit Plan and Trust with Boon Chapman for 2012.**

- 18. **COUNTY JUDGE:**
 - A. **Take all appropriate action to cast votes by Fort Bend County for a Member of the Board of Directors of Fort Bend Central Appraisal District, and to adopt the Resolution stating same, for a term of office from January 1, 2012 through December 31, 2013 pursuant to Section 6.03 (k) of the Texas Tax Code.**
 - B. **Take all appropriate action on Intergovernmental Cooperative Reimbursement Contract for the Low Income Vehicle Repair Assistance, Retrofit, and Accelerated Vehicle Retirement Program (LIRAP) between Texas Commission on Environmental Quality (TCEQ) and Fort Bend County, effective through August 31, 2013.**

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- C. Take all appropriate action on First Amended Post State Boundary Interim Plan, Supplemental and Final Order Adopting Revised Political Boundaries Following Redistricting of Commissioner Court Precincts, necessary because of court-ordered modification of boundaries for U.S. Congress, State Senate and State House of Representatives, and Board of Education.

- 19. COMMISSIONER, PCT. 3:

Take all appropriate action on Interlocal Agreement for Fort Bend County Mobility Enhancement between Fort Bend County and Harris-Fort Bend Emergency Services District No. 100 (ESD 100) for allocation of a portion of local sales and use tax revenue received by ESD 100.

- 20. COMMISSIONER, PCT. 4:

Take all appropriate action on the reappointment of Ronald J. Frerich, Christine M. Lukin, and Carl Mazzo to the Board of Directors of First Colony Levee Improvement District No. 2, for terms effective through January 7, 2014.

- 21. COMMUNITY DEVELOPMENT:

Take all appropriate action on the Third Modification of Agreement between Fort Bend County and Fort Bend Community Revitalization Projects (CORPS), to increase the budget for the Neighborhood Stabilization Program to \$762,759, and extend the term of completion until July 15, 2012; authorize County Judge to sign all documents pertaining to the Agreement. (Fund: Neighborhood Stabilization Program)

- 22. CONSTABLE, PCT. 1

Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$162.00 to Harris County for repairs to portable radio without a purchase order. (Fund: Constable, Pct. 1, Greatwood Law Enforcement Agreement)

- 23. HEALTH & HUMAN SERVICES:

Clinical Health : Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$5,476.55 to DSHS - WHL for laboratory testing performed by a reference laboratory without a purchase order. (Fund: Health & Human Services, Clinical Health)

- 24. HUMAN RESOURCES:

A. Take all appropriate action on updates to the 457(b) Plan Sponsor Document as presented by Security Benefit and The Hartford and authorize the County Judge to execute the documents necessary to approve the replacement Plan documents and changes.

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- B. Take all appropriate action on request to reclassify Position Numbers 5601-0400 and 5601-0647 in the Sheriff's Office, from Telecommunications Officer I, Grade 9 of the Administrative Clerical Policy Group to Telecommunications Officer II, Grade 11 of the Administrative Clerical Policy Group, effective December 24, 2011.
- C. Take all appropriate action on request to reclassify Position Number 5601-0428 in the Sheriff's Office, from Communications Manager, Grade 13 of the Professional Management Policy Group to Sergeant, Grade 12 of the Law Enforcement Policy Group, effective December 24, 2011.
- D. Take all appropriate action on request to reclassify Position Number 5601-0553 in the Sheriff's Office, from Investigator, Grade 10 of the Law Enforcement Policy Group, to Corporal, Grade 11 of the Law Enforcement Policy Group, effective December 24, 2011.
- E. Take all appropriate action on request to reclassify Position Numbers 5601-0142, 5601-0007, 5601-0133, 5601-0375, 5601-0496, 5601-0410, 5601-0519 and 5601-0604 in the Sheriff's Office, from Deputy Sheriff, Grade 9 of the Law Enforcement Policy Group to Sergeant, Grade 12 of the Law Enforcement Policy Group, effective December 24, 2011.
- F. Take all appropriate action on request to reclassify Position Numbers 5601-0162, 5601-0012, 5601-0178, 5601-0152, 5601-0218 and 5601-0154 in the Sheriff's Office, from Sergeant, Grade 12 of the Law Enforcement Policy Group to Lieutenant, Grade 13 of the Law Enforcement Policy Group, effective December 24, 2011.
- G. Take all appropriate action on request to reclassify Position Numbers 5601-0309 and 5601-0311 in the Sheriff's Office, from Lieutenant, Grade 13 of the Law Enforcement Policy Group to Captain, Grade 14 of the Law Enforcement Policy Group, effective December 24, 2011.
- H. Take all appropriate action on request to reclassify Position Number 5601-0191 in the Sheriff's Office, from Sergeant, Grade 12 of the Law Enforcement Policy Group, to Captain, Grade 14 of the Law Enforcement Policy Group, effective December 24, 2011.
- I. Take all appropriate action on request for a new position, Corporal, Grade 11 of the Law Enforcement Policy Group, in the Sheriff's Office, effective December 13, 2011.
- J. Take all appropriate action on request for a new Investigator position, Grade 10 of the Law Enforcement Policy Group, in the Sheriff's Office, effective December 13th, 2011.
- K. Sheriff's Office : Take all appropriate action on request to transfer the amount of \$239,336 as detailed on Director of Finance & Investment's form dated December 7, 2011, to allocate FY 2012 funds for the structural reorganization of the Sheriff's Office, including promotions, reclassifications, and two new positions.

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25. PURCHASING:

- A. Take all appropriate action to consider granting an exemption to the competitive bid process as authorized by Local Government Code Section 262.024 (a)(7) for the purchase of an item available from only one source, and authorize the purchase of one (1) additional optical high speed local area network connection link from SkyFiber, Inc. for an amount not to exceed \$32,500. (Fund: Office of Emergency Management, Grant, and Information Technology)
- B. Take all appropriate action on Techshare Resource Sharing Addendum 5 for the Common Integrated Justice System (CIJS) Court Administration System between Fort Bend County and the Texas Conference of Urban Counties, for an amount not to exceed \$251,973.00 effective through September 30, 2012. (Fund: Information Technology and Project Rawhide)
- C. Take all appropriate action to consider granting an exemption to the competitive bid process as authorized by Local Government Code Section 262.024 (a)(7) for the purchase of an item available from only one source, and authorize the purchase of wireless gas detection instruments and components for East Side Hazmat Team from Rae Systems for an amount not to exceed \$97,000. (Fund: Office of Emergency Management, Urban Area Security Initiative Grant)
- D. Take all appropriate action to authorize renewal of SmartNet support/maintenance from NWN Corporation utilizing the State of Texas Department of Information Resources Contract DIR-SDD-1366, for an amount not to exceed \$44,052.35. (Fund: Library, Fees)
- E. Take all appropriate action on Agreement between Fort Bend County and Kofile Preservation, Inc. for County Clerk document preservation services in an amount not to exceed \$75,000. (Fund: County Clerk)

26. RISK MANAGEMENT:

Take all appropriate action on the Fort Bend County Benefit Rates for Leave of Absence, COBRA and County Choice Silver for calendar year 2012.

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27. SHERIFF'S OFFICE:

- A. Take all appropriate action on Memorandum of Understanding between Fort Bend County and Global Tel*Link Corporation (GTL) to provide inmate banking service equipment for the Fort Bend County Jail, at no cost to the County.
- B. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$30.00 to National Academies of Emergency Dispatch for testing provided without a purchase order. (Fund: Sheriff, Enforcement, Operating, Fees)
- C. Take all appropriate action to repeal all prior Rules Governing The Regulation Of Alarm Systems Within Fort Bend County and adopt Fort Bend County Regulation of Alarm Systems, as authorized by Texas Local Government Code Section 233.092, administered by the Sheriff's Office, effective January 2, 2012.

28. Approve Bills.

29. 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.

Demand for Payment from Oak Bend Medical Office, Ltd.

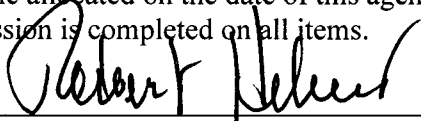
- B. § 551.072. Deliberation Regarding Real Property. Commissioners Court will meet in Closed Session to deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

Thor Ranch - Spring Green Road at FM 1093.

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- 30. Reconvene Open Session and consider taking action on the following matters:
 - A. § 551.071. Consultation With Attorney.
Demand for Payment from Oak Bend Medical Office, Ltd.
 - B. § 551.072. Deliberation Regarding Real Property.
Thor Ranch - Spring Green Road at FM 1093.
- 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.



Robert E. Hebert, County Judge

Notice of meeting/agenda was filed with the County Clerk on Friday, December 9, 2011. 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 12:58 A.M.
P.M.
DEC 09 2011 SF

County Clerk Fort Bend Co. Texas