

March 6, 2012

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS
TUESDAY, MARCH 6, 2012
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 February 28, 2012.
4. Public Comments regarding the Agenda and Announcements.

CONSENT AGENDA ITEMS 5 -15:

5. **OUT OF STATE TRAVEL: Record into Minutes the out of state travel by elected official:**

Commissioner, Pct. 2 : Commissioner Grady Prestage to Decatur, Georgia, April 18-22, 2012, to attend the National Organization of Black County Officials (NOBCO) Conference. (Fund: Commissioner Pct. 2, Travel)
6. **OUT OF STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
 - A. **Commissioner, Pct. 2 : Katie Herrington to Decatur, Georgia, April 18-22, 2012, to attend the National Organization of Black County Officials (NOBCO) Conference. (Fund: Commissioner Pct. 2, Travel)**
 - B. **Community Development : Approve change in travel dates for Carol Borrego to Los Angeles, California, from April 13-22, 2012, to attend the American Planning Association 2012 National Conference. (Fund: Community Development Block Grant)**
 - C. **District Attorney : Approve change in travel dates for John Bohannon to Las Vegas, Nevada, April 15-20, 2012, to attend training by National Association of Certified Fraud Examiners. (Fund: District Attorney, State Forfeited Assets)**
 - D. **Fire Marshal : Ratify travel by Matt Cornell to Hot Spring Village, Arkansas, March 6-7, 2012, to transport subject in custody for arson warrant. (Fund: Sheriff, Enforcement, Travel)**

March 6, 2012

- E. **Office of Emergency Management** : Doug Barnes to San Diego, California, July 22-27, 2012, to attend the 2012 Environmental Systems Research Institute (ESRI) Conference. (Fund: 2011 UASI Regional Planning Grant)
- F. **Sheriff's Office** : Ratify travel by B. Schmitt and M. Jason Bell to Honolulu, Hawaii, March 6-9, 2012, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)
- G. **Engineering** : Ronald Drachenberg to Lexington, Kentucky, March 31-April 5, 2012 for the NACE (National Association of County Engineers) annual conference. (Fund: Engineering, Travel)
- 7. **COUNTY JUDGE:**
 - A. Approve request for Historic Site Property Tax Exemption for Morton Masonic Lodge, No. 72, located at 211 Morton Street in Richmond, Texas, for tax year 2012.
 - B. Approve request for Historic Site Property Tax Exemption for The George Ranch Historical Park, located in Richmond, Texas for tax year 2012.
- 8. **COMMISSIONER, PCT. 3:**

Approve Interlocal Project Agreement between Fort Bend County and Pecan Grove Municipal Utility District to provide assistance with priming and asphaltting Waterplant Road, off Skinner Lane; County expenditure not to exceed \$9,920. (Fund: Road & Bridge)
- 9. **BUDGET & FINANCE/BUDGET TRANSFERS:**
 - A. **Community Supervision & Corrections Department** : Approve transfer in the amount of \$760 from Property and Equipment into Information Technology to allocate funds for purchase of computer printers.
 - B. **County Attorney** : Approve transfer in the amount of \$400 from Fees into Information Technology to allocate funds for purchase of software license and printer.
 - C. **County Court at Law No. 2** : Approve transfer in the amount of \$200 from OperatingSupplies into Information Technology to allocate funds for purchase of computer flashdrives.
 - D. **Sheriff's Office** : Approve transfer in the amount of \$162,678 as detailed on Sheriff's form dated February 29, 2012, to reallocate the salaries for six officers who are assigned to the Justice Center into the budget for Bailiffs.

March 6, 2012

- E. **Sheriff's Office** : Approve transfer in the amount of \$40,000 from Sheriff's Federal Forfeited Assets, Contingency, into Capital Acquisitions, to allocate funds for the purchase of equipment for vehicles.
 - F. **Treasurer's Office - Court Collections** : Approve transfer in the amount of \$608 from Office Supplies into Information Technology to allocate funds for purchase of new scanner.
10. **ENGINEERING:**
- A. Approve payment of Invoice No. 50 in the amount of \$19,154.75 to Schaumburg & Polk, Inc. regarding Management and Administrative Support for the 2007 Mobility Bond Projects within Precincts 1, 2, 3, and 4. (Fund: 2007 Mobility Bonds)
 - B. Approve payment of Invoice No. 90024710 in the amount of \$16,512.20 to Union Pacific Railroad Company regarding improvements to the Harlem Road crossing, Mobility Bond Project #725A, Precinct 3. (Fund: 2007 Mobility Bonds)
 - C. Approve payment of Invoice No. 38121 in the amount of \$125,027.75 to CLR, Inc. regarding improvements to Burney Road, Mobility Bond Project #719, Precinct 3. (Fund: 2007 Mobility Bonds)
 - D. Approve payment of Invoice No. 27690 in the amount of \$ 10,035.96 to Landtech Consutants, Inc. regarding the expansion of Mason Road, Mobility Bond Project #735, Precinct 3. (Fund: 2007 Mobility Bonds)
 - E. Approve payment of Invoice No. FBC2012-1007 718 (from Ludwig to US 90A) in the amount of \$49,839.52 and FBC2012-1007-769 (from Avenue E to Ludwig) in the amount of \$ 46,005.75 to SES Horizon Consulting Engineers, Inc. regarding the expansion of Brand Lane, Mobility Bond Projects #718 and #769, Precinct 2. (Fund: 2007 Mobility Bonds)
 - F. Approve payment of Invoice No. 4 (Pay Estimate No. 4) in the amount of \$2,302.88 to HR Green, Inc. to replace an existing bridge on Knight Road at the Gulf Coast Water Authority Canal, Precinct 2. (Fund: 2000 Mobility Bonds)
 - G. Approve application from Kinder Morgan Crude & Condensate, LLC to bore under Big Creek Ditch II-B, Snake Creek Ditch 1-C-4, Ditch II-B-10b, Ditch VIII-D, Ditch VIII-B-1-b, and Ditch VIII A-1, Precincts 1 and 2.
 - H. Approve accepting Liberty Mutual Insurance Company a perpetual bond #022039932 for Kinder Morgan Crude & Condensate, LLC.
 - I. Approve application from Debo Homes, LLC to construct a driveway tie-in onto Leah Drive, Precinct 1.
 - J. Accept the street in Discovery Lane Street Dedication: Discovery Lane 680.96 LF; and release bond #6627956 in the amount of \$47,750.50, Precinct 2.

March 6, 2012

- K. **Accept the streets in Sienna Village of Anderson Springs, Section 11A: Chandeleur Cove 668.34 LF; Bridgeside Lane 490.84 LF; Loutre Pass 308.45 LF; Pomme Bay Pass 274.62 LF; and Breton Bay Pass 580.70 LF; for a total of 2,322.95 LF; and release bond #6627991 in the amount of \$162,165.50, Precinct 2.**
- L. **Accept the streets in Sienna Village of Anderson Springs, Section 12A: Cape Lane 246.78 LF; Harwich Lane 574.84 LF; Chatham Cove 289.20 LF; and Brewster Lane 669.33 LF; for a total of 2,322.95 LF; and release bond #6627992 in the amount of \$141,951.60, Precinct 2.**
- M. **Accept the street in Sienna Village of Anderson Springs, Section 12B: Brewster Lane 550.78 LF; and release bond #6714028 in the amount of \$35,070.00, Precinct 2.**
- N. **Accept the streets in Sienna Village of Anderson Springs, Section 13A: Discovery Lane 751.00 LF; Spavinaw Way 225.41 LF; Copin Lake Lane 323.85 LF; Diamondleaf Court 189.75 LF; and Goldleaf Court 215.16 LF; for a total of 1,705.17 LF; and release bond #6714002 in the amount of \$130,270.00, Precinct 2.**
- O. **Accept the streets in Sienna Village of Shipman's Landing, Section 25 Partial Replat No. 2: London Lane 1,257.15 LF; Bromley Bend Drive 563.33 LF; Flat Rock Run 322.04 LF; and Red Bluff Turn 140.89 LF; for a total of 2,283.61 LF; and release bond #6559864 in the amount of \$167,061.30, Precinct 1.**
- P. **Accept the street in Fort Bend ISD High School No. 11: Waters Lake Boulevard 1,871.38 LF; and release bond #MNT8919430 in the amount of \$261,993.20, Precinct 1.**
- Q. **Approve the plat for Fulbrook, Section 5B Replat of Lots 9 and 10, Block 1, Precinct 3.**
- R. **Approve plat for the roads within Aliana, Section 21, Precinct 4.**
- S. **Approve plat for the lots within Aliana, Section 21, Precinct 4.**
- T. **Approve the plat for LaCenterra Central, Precinct 3.**
- U. **Approve plat for the roads within Churchill Farms, Section 1, Precinct 3.**
- V. **Approve plat for the lots within Churchill Farms, Section 1, Precinct 3.**
- W. **Approve the plat for Churchill Farms Blvd. and Dozier Downs Lane Street Dedication & Recreation Center, Precinct 3.**
- X. **Set public hearing for acceptance of the traffic control plan for Discovery Lane Street Dedication, Precinct 2. (Tuesday, April 3, 2012, at 1:00 p.m.)**

March 6, 2012

- Y. **Set public hearing for acceptance of the traffic control plan for Sienna Village of Anderson Springs, Section 11A, Section 12A, Section 12B and Section 13A, Precinct 2. (Tuesday, April 3, 2012, at 1:00 p.m.)**

- Z. **Set public hearing for acceptance of the traffic control plan for Sienna Village of Shipmans Landing, Section 25 Partial Replat No. 2, Precinct 1. (Tuesday, April 3, 2012, at 1:00 p.m.)**

- AA. **Set public hearing for acceptance of the traffic control plan for Fort Bend ISD High School No. 11 (Waters Lake Boulevard), Precinct 1. (Tuesday, April 3, 2012, at 1:00 p.m.)**

- BB. **Set public hearing for Fulbrook, Section 4A, Replat of Lots 3 and 4, Block 2, Precinct 3. (Tuesday, April 10, 2012, at 1:00 p.m.)**

- 11. **FACILITIES MANAGEMENT & PLANNING: The Director of Facilities Management & Planning submits this invoice for approval and payment for a project that has been budgeted and funded by Facility Bond and/or Capital Projects:**

 Invoice No. 34 in the amount of \$1,039.60 to Bailey Architects for Architectural Services regarding the University Branch Library in Sugar Land.

- 12. **HEALTH & HUMAN SERVICES:**

 Clinical Health : Accept and sign Amendment No. 001, to Contract #2012-039516 between Fort Bend County and the Department of State Health Services, to incorporate the new federal definition of underinsured regarding immunization services.

- 13. **HUMAN RESOURCES:**

 Approve request for withdrawal of 72 hours from the Shared Sick Leave Pool for employee of Juvenile Probation, Position No. 5751-0117.

- 14. **ROAD & BRIDGE:**

 Approve payment of Invoice #1060 in the amount of \$17,966.37 to Reliable Signal & Lighting Solutions LLC for work done on traffic signal construction at the intersections of Beechnut St/Gaines Rd and Winkleman Rd., and at West Bellfort and Belknap Road. (Fund: Road & Bridge, Traffic Signals)

March 6, 2012

15. **TAX ASSESSOR/COLLECTOR:**

- A. **Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on February 28, 2012, for an amount totaling \$6,489.39 for the Office of Patsy Schultz.**
 - B. **Record into Minutes the 2011 Abatement Report as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.**
 - C. **Approve refund in the amount of \$19.40 to the McConnell Family Trust, necessary due to the tax freeze change for years 2004-2006, as detailed on the Tax Assessor's request dated February 21, 2012.**
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16. **COMMISSIONER, PCT. 3:**

Rescind Court's approval of Agenda Item 29 from Commissioners Court Meeting on January 24, 2012, Advance Funding Agreements between Fort Bend County and Texas Department of Transportation for Phase 1 and Phase 2 of the FM 1093/Westpark Projects and; take all appropriate action to approve revised Advance Funding Agreements.

17. **ENGINEERING:**

Take all appropriate action on the 5th Amendment to the Professional Engineering Services Agreement between Fort Bend County and Huitt-Zollars, Inc. for additional services in an amount not to exceed \$22,450, for a total project cost not to exceed \$519,450, for the expansion of Falcon Landing Blvd., Precinct 3, Mobility Bond Project No. 703. (Fund: 2007 Mobility Bonds)

18. **HEALTH & HUMAN SERVICES:**

- A. Social Services: Take all appropriate action on First Amendment of Agreement between Fort Bend County and The University of Texas Medical Branch at Galveston for Autopsies and Related Services for FY 2012. (Fund: Social Services, Fees)
- B. Clinical Health : Take all appropriate action on Affiliation Agreement between Fort Bend County and Wharton County Jr College, permitting enrolled students to perform components of their clinical course experience under the supervision of Fort Bend County Clinical Health Services Staff through September 30, 2013 with one-year renewals for five years.

March 6, 2012

19. HUMAN RESOURCES:

Take all appropriate action on request to reclassify Position Number 6501-0037 at the Library, from Network Engineer, Grade 11 of the Professional Management Policy Group to Network Specialist, Grade 9, of the Professional Management Policy Group, effective March 6, 2012.

20. OFFICE OF EMERGENCY MANAGEMENT:

- A. Take all appropriate action on a Homeland Security Grant Program Property Transfer Record Agreement to transfer a John Deere Utility Vehicle with attachments and Trailer (purchased by Homeland Security Grant Program) from Fort Bend County to City of Richmond Fire Department.
- B. Take all appropriate action on a Homeland Security Grant Program Property Transfer Record Agreement to transfer a John Deere Utility Vehicle with attachments and Trailer (purchased by Homeland Security Grant Program) from Fort Bend County to City of Sugar Land Fire Department.

21. PARKS & RECREATION:

- A. Take all appropriate action on request to transfer the amount of \$7000 from Non-Departmental Contingency into Fairgrounds, Fees, to allocate funds for replacement of utility pole behind the Fairgrounds office.
- B. Take all appropriate action on the grant award of \$5,000 from Sprint Waste Services for the purchase of supplies and equipment necessary to update the Four Corners Community Center to support the needs of the after school program, and approve the letter of inquiry to the George Foundation requesting matching funds of \$5,000.

22. PURCHASING:

- A. Take all appropriate action on Bid #12-018 for the Widening of Harlem Road at Highway 90A.
- B. Take all appropriate action on Bid #12-031 for a Traffic Signal at West Airport at Old Richmond Road.
- C. Take all appropriate action on Bid #12-032 for Culverts.
- D. Take all appropriate action on Bid #12-033 for Bridge Materials.
- E. Take all appropriate action on Bid #12-034 for Earthen Type Road Materials.
- F. Take all appropriate action on Bid #12-035 for Chemical Type Road Materials.

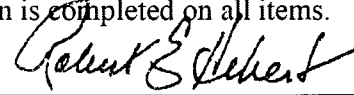
March 6, 2012

- G. Take all appropriate action on Bid #12-036 for a Truck with Utility Bed.
 - H. Take all appropriate action on Bid #12-030 for a Traffic Signal at Bay Hill Blvd and Falcon Landing Blvd.
 - I. Take all appropriate action on renewal of help desk software licensing with SHI, utilizing BuyBoard Contract 331-09 in an amount not to exceed \$9,193. (Fund: Information Technology and Library, Fees)
 - J. Take all appropriate action on price increase and renewal request from Classic Chevrolet pursuant to Bid 11-028 vehicle 6.
 - K. Take all appropriate action to purchase one (1) replacement van for the Library from Classic Chevrolet, pursuant to Bid 11-028.
 - L. Take all appropriate action on First Amendment to Agreement between Fort Bend County and Digna Corporation for Design/Build Services for the Kitty Hollow Park Pavilion pursuant to SOQ #12-012, with no monetary change.
23. SHERIFF'S OFFICE:
- Take all appropriate action on Agreement between Texas State University and Fort Bend County to receive \$20,775 for the County's Tobacco Enforcement Program, with no cash match required by Fort Bend County.
24. Approve Bills.
25. 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.
- Civil Action No. 11-CV-00887; William Butera v. Fort Bend County, Texas; In the United States District Court for the Southern District of Texas, Houston Division.
26. Reconvene Open Session and consider taking action on the following matters:
- § 551.071. Consultation With Attorney.
- Civil Action No. 11-CV-00887; William Butera v. Fort Bend County, Texas; In the United States District Court for the Southern District of Texas, Houston Division.

March 6, 2012

27. 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, March 2, 2012. 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 12:50 A.M.
P.M.

MAR 02 2012 SF


County Clerk Fort Bend Co. Texas