

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 24th day of April, 2012.



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 1st day of May, 2012.



ROBERT E. HEBERT, COUNTY JUDGE

MINUTES

BE IT REMEMBERED, That on this 24th DAY of APRIL, 2012, Commissioners Court of Fort Bend County, Texas, met at a regular 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

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 Patterson.

Invocation and Pledge of Allegiance by Commissioner Patterson.

3. Approve minutes of regular meeting held on April 10, 2012.

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve the minutes of regular meeting held on April 10, 2012.

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

4. Public Comments regarding the Agenda and Announcements.

No public comments.

April Service Awards presented to county employees.

Judge Hebert presented Jesse Hegemeir, County Engineer, a belt buckle from Texas Association of County Engineers and Road Administrators for his retirement.

5. PUBLIC HEARING: 1:00 p.m.: Conduct Public Hearing and take all appropriate action on the following matter:

Acceptance of the traffic control plan for Cinco Ranch Southwest, Section 45, Precinct 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 accept the traffic control plan for Cinco Ranch Southwest, Section 45, Precinct 3.

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

CONSENT AGENDA ITEMS 6 - 20:

6. OUT OF STATE TRAVEL: Approve out-of-state travel requests for County personnel:

A. Constable, Pct. 2: Rodney Pentecost to Little Rock, Arkansas, July 21-25, 2012, to attend National Organization of Black Law Enforcement Executives training conference. (Fund: Constable, Pct. 2, Travel)

B. District Attorney: Ratify travel by Mike Hartman to Atlanta, Georgia, April 15-21, 2012, to attend seminar by the National Law Enforcement Training on Child Exploitation. (Fund: District Attorney, State Asset Forfeiture Account)

C. Sheriff's Office: C. Crabtree and D. Sodolak to Largo, Florida, June 11-16, 2012, to attend Integrated Ballistics Identification System (I.B.I.S) correlation training. (Fund: Sheriff, Enforcement, Travel)

D. Sheriff's Office: S. Costello to Gulfport, Mississippi, August 27-31, 2012, to attend rescheduled Cold Case Seminar training. (Fund: Sheriff, Enforcement, Travel)

E. Sheriff's Office: I. Walger and J. Williams to Long Beach, California, June 10-14, 2012, to attend National Emergency Number Association (NENA) Conference. (Fund: Sheriff, Enforcement, Travel)

April 24, 2012

Item 6 continued - Out of State Travel:

F. **Sheriff's Office:** T. Oxley and R. Rodriguez to Worthington, Minnesota, May 1-2, 2012, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)

G. **Sheriff's Office:** Ratify travel by A. Gonzalez to New Orleans, Louisiana, April 24, 2012, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)

7. **COUNTY JUDGE:**

Approve request for Historic Site Property Tax Exemption for the Morton Ferry Home, located at 402 North Second Street in Richmond, Texas, for tax year 2012.

8. **AUDITOR:**

A. Accept Monthly Financial Report prepared by the County Auditor for three months ending December 31, 2011 pursuant to Local Government Code Section 114.023.

B. Accept Monthly Financial Report prepared by the County Auditor for four months ending January 31, 2012 pursuant to Local Government Code Section 114.023.

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

A. **Agri-Life Extension Office:** Approve transfer in the amount of \$3,523 from Capital Acquisitions into Property and Equipment to allocate funds into correct line item for purchase of fax machine and screens to use at education programs.

B. **County Court at Law No. 2:** Approve transfer in the amount of \$800 from Property and Equipment into Information Technology to allocate funds for replacement printer for courtroom.

C. **District Attorney:** Approve transfer in the amount of \$25,000 as detailed on the Auditor's form dated April 18, 2012 to amend the budget pursuant to Local Government Code Section 111.0707 and allocate revenue received from forfeitures.

D. **District Clerk:** Approve transfer in the amount of \$536 from Fees into Information Technology to allocate additional funds for purchase of software licenses.

E. **District Clerk:** Approve transfer in the amount of \$7,360 as detailed on Auditor's form dated April 17, 2012 to amend the budget pursuant to Local Government Code Section 111.07075, and allocate revenue received from Tyler Technologies for maintenance related to jury software.

F. **Sheriff's Office:** Approve transfer in the amount of \$24,750 from Facilities, Project Completion, into Bailiffs, Information Technology, to allocate funds for purchase of replacement computers for the Courthouse Bailiffs.

G. **Tax Assessor/Collector:** Approve transfer in the amount of \$10,560 from Salaries and Labor into Temporary/Part-Time to allocate funds for part-time employee.

H. **Treasurer:** Approve transfer in the amount of \$150 from Office Supplies into Information Technology to allocate funds for purchase of replacement printer.

April 24, 2012

10. CONSTABLE, PCT. 2:

Approve Addendum to Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Big Oaks Municipal Utility District effective through September 30, 2012.

11. ENGINEERING:

- A. Approve payment of Invoice No. 779-001-04 (Pay Estimate No. 4) in the amount of \$49,853.80 to TSC Engineering regarding improvements to West Bellfort Road, Mobility Bond Project #741, Precinct 4. (Fund: 2007 Mobility Bonds)**
- B. Approve payment of Invoice No. 1203-40 (Pay Estimate No. 4) in the amount of \$10,102.50 to JNS Engineers, LLC regarding improvements to Falcon Landing-Katy Gaston Roadway, (from Willowfork Bayou Bridge to Spring Green and Katy Gaston), Mobility Bond Project #703, Precinct 3. (Fund: 2007 Mobility Bonds)**
- C. Approve payment of Invoice No. 6942 (Pay Estimate No. 34) in the amount of \$27,495.35 to Othon, Inc. regarding the expansion of 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. 12-03-013 (Pay Estimate No. 5) in the amount of \$4,040.00 to Kelly R. Kaluza, Inc. regarding improvements to Harlem Road, Mobility Bond Project #726, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)**
- E. Approve payment of Invoice No. 211560121 in the amount of \$9,142.50 to Huitt-Zollars, Inc. regarding Falcon Landing Blvd. (from Greenbusch to Katy- Gaston), Mobility Bond Project #703, Precinct 3. (Fund: 2007 Mobility Bonds)**
- F. Approve payment of Invoice No. 27762 in the amount of \$16,930.83 to Landtech Consultants, Inc. regarding the expansion of Mason Road, Mobility Bond Project #735, Precinct 3. (Fund: 2007 Mobility Bonds)**
- G. Approve payment of Invoice No. 4012 in the amount of \$21,185.00 to Property Acquisition Services, Inc. (PAS) for various right of way acquisition services within Precincts 1, 2, 3, and 4. (Fund: Right of Way)**
- H. Approve payment of Invoice No. 030812-04 in the amount of \$337.74 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. 030812-03 in the amount of \$2,530.65 to Percheron Acquisitions, LLC regarding Falcon Landing, Mobility Bond Project #703, Precinct 3. (Fund: Right of Way)**
- J. Approve payment of Invoice No. 033012-45 in the amount of \$1,364.00 to Percheron Acquisitions, LLC regarding Falcon Landing, Mobility Bond Project #703, Precinct 3. (Fund: Right of Way)**

Item 11 continued - Engineering:

- K. Approve release of cashier's check #410111 in the amount of \$5,000.00 to Fresno Energy, LLC for completion of work on West Broadway, Permit #83857, Precinct 1.**
- L. Approve application form Fadi Ahmed dba Pris to construct a driveway tie-in onto Misty Bend Drive, Precinct 3.**
- M. Approve application from CML Exploration, LLC to bore under Gapps Slough II-B-2A, Precinct 1.**
- N. Approve application from Devon Street Homes to construct two driveway tie-ins onto Brookwood Hollow, Precinct 3.**
- O. Approve application from CenterPoint Entex to bore under and bury a 2-inch gas line along Aylor Street and Sabine, Precinct 1.**
- P. Approve application from Consolidated Communications to bore under and bury cable along Robinowitz Road and Randon Dyer Road, Precinct 1.**
- Q. Approve application from Consolidated Communications to bore under and bury cable along Padon Road and Long Trail Road, Precinct 1.**
- R. Approve application from Devon Street Homes to construct a driveway tie-in onto Brookwood Hollow, Precinct 3.**
- S. Approve application from Lakeside Villas Apartments, L.P. to construct four driveway tie-ins onto Spring Green Blvd., Precinct 3.**
- T. Approve application from Terra Vest (Texas) Properties Corporation / TCA Building Company, Inc. to construct two driveway tie-ins and one median cut on Cinco Ranch Blvd., Precinct 3.**
- U. Accept the County Road Log adjustments of street lengths for Williams Way Boulevard (formerly Ransom Road) Mobility Bond Project #747, (Phase I) from Hutchinson Elementary to Pilgrim, into the County Road Maintenance System, Precinct 1.**
- V. Approve the release of bond #6525451 in the amount of \$310,000.00 for Wyndehaven Lake Estates. The streets are private, and will be maintained by the Homeowner's Association, Precinct 3.**
- W. Approve the plat for Churchill Farms Drainage, Precinct 3.**
- X. Approve plat for the roads within Cinco Ranch Southwest, Section 66, Precinct 3.**
- Y. Approve plat for the lots within Cinco Ranch Southwest, Section 66, Precinct 3.**
- Z. Approve plat for the roads within Long Meadow Farms, Section 22, Precinct 3.**
- AA. Approve plat for the lots within Long Meadow Farms, Section 22, Precinct 3.**

Item 11 continued - Engineering:

- BB. Approve plat for the roads within Long Meadow Farms, Section 23, Precinct 3.**
- CC. Approve plat for the lots within Long Meadow Farms, Section 23, Precinct 3.**
- DD. Set public hearing for acceptance of the traffic control plan regarding Williams Way Boulevard (Mobility Bond Project #747 Phase I) from Hutchinson Elementary to Pilgrim, Precinct 1. (Tuesday, May 22, 2012, at 1:00 p.m.)**

12. FACILITIES MANAGEMENT & PLANNING:

Approve payment of Pay Application No. 35 in the amount of \$26,031.00 to JE Dunn South Central, Inc., for construction services regarding the Justice Center. (Fund: Facility Bond Project)

13. FORT BEND FLOOD CONTROL WATER SUPPLY CORP.:

The Board of Directors of the Fort Bend Flood Control Water Supply Corporation reviewed this item at their regular meeting held on March 28, 2012, 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 28, 2012 for an amount totaling \$148,925.43 regarding Big Creek. (Fund: Big Creek)

14. FORT BEND COUNTY TOLL ROAD AUTHORITY:

The Board of Directors of the Fort Bend County Toll Road Authority reviewed this item at their regular Board meeting held on April 18, 2012, recommends that Commissioners Court approve renewal of Directors and Officers liability insurance and Directors and Consultants Bonds with SIG/McDonald & Wessendorff Insurance in the amount of \$6,015.00 for a term of one year effective May 4, 2012.

15. FORT BEND GRAND PARKWAY TOLL ROAD AUTHORITY:

- A. The Board of Directors of Fort Bend Grand Parkway Toll Road Authority (GPTRA) reviewed the following item for the Grand Parkway Segment D Project at their regular meeting held on March 21, 2012, and recommends that Commissioners Court approve Supplemental Agreement No. 2 to Engineering Services Agreement between GPTRA and Brown & Gay Engineers, Inc. in the amount of \$386,000.**
- B. The Board of Directors of Fort Bend Grand Parkway Toll Road Authority (GPTRA) reviewed this item for the Grand Parkway Segment D Project at their regular meeting held on April 18, 2012, and recommends that Commissioners Court approve the Engineering Services Agreement between GPTRA and Reynolds, Smith and Hills, Inc. in an amount not to exceed \$79,420.70 for toll collection system proposal services.**

16. **HEALTH & HUMAN SERVICES:**

- A. **Clinical Health:** Accept and sign Amendment to Department of State Health Services Tuberculosis Control Contract #2012-039059, to receive additional funds in the amount of \$13,190 for the Tuberculosis Prevention and Control Program, for use through August 31, 2012, with no cash match by Fort Bend County.
- B. **Emergency Medical Service:** Approve Affiliation Agreement between Fort Bend County and OakBend Medical Center, located at 1705 Jackson Street in Richmond, Texas for Emergency Medical Service educational and training purposes through September 30, 2012, with automatic one year renewal terms.
- C. **Emergency Medical Service:** Approve Affiliation Agreement between Fort Bend County and OakBend Medical Center, located at 22003 Southwest Freeway in Richmond, Texas, for Emergency Medical Service educational and training purposes through September 30, 2012, with automatic one year renewal terms.
- D. **Emergency Medical Service:** Approve Information Sharing Agreement between Fort Bend County and Texas Children's Hospital for Emergency Medical Service educational and training purposes through September 30, 2012, with automatic one year renewal terms.

17. **HUMAN RESOURCES:**

Approve request for withdrawal of 240 hours from the Shared Sick Leave Pool for Employee of the Sheriff's Office, Position No. 5601-0369.

18. **ROAD & BRIDGE:**

Approve payment of Invoice #2012959 in the amount of \$292.64 to TEDSI Infrastructure Group for work done on traffic signal design at the intersection of Westheimer Parkway and Greenbusch Road/Saddle Spur. (Fund: Road & Bridge, Traffic Signals)

19. **TAX ASSESSOR/COLLECTOR:**

- A. Record into Minutes the Summary Monthly Report of Property Taxes Collected in March, 2012, as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.
- B. Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on April 17, 2012, for an amount totaling \$4,535.87 for the Office of Patsy Schultz.

20. **TREASURER:**

- A. Rescind Court's approval of Agenda Item 19 on March 27, 2012, Monthly Report by Treasurer for the Month of February, due to error in Affidavit, and approve corrected Monthly Report submitted by County Treasurer for February, 2012, and authorize advertisement of Affidavit of same, in accordance with Local Government Code §114.026.

Item 20 continued - Treasurer:

- B. Approve Monthly Report submitted by County Treasurer for March, 2012, and authorize advertisement of Affidavit of same, in accordance with Local Government Code §114.026.**
-

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 6 - 20 with correction to 9F- transfer in the amount of \$20,250.

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

21. COUNTY JUDGE:

- A. Take all appropriate action on request to transfer the amount of \$2,200,000 from Commissioners Court Projects into Courthouse Preservation account to allocate additional funds needed for restoration of the historic courthouse.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$2,200,000 from Commissioners Court Projects into Courthouse Preservation account to allocate additional funds needed for restoration of the historic courthouse.

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

Item 21 continued - County Judge:

- B. Take all appropriate action on Certificate of the County Judge to approve, pursuant to Section 147(f) of the Internal Revenue Code, the issuance by City of Houston Higher Education Finance Corporation Education Revenue Bonds (Cosmos Foundation, Inc.) Series 2012A, regarding construction and equipment of Harmony School campuses located in Fort Bend County, with no financial obligation by Fort Bend County.**

Moved by Commissioner Patterson Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to accept Certificate of the County Judge to approve, pursuant to Section 147(f) of the Internal Revenue Code, the issuance by City of Houston Higher Education Finance Corporation Education Revenue Bonds (Cosmos Foundation, Inc.) Series 2012A, regarding construction and equipment of Harmony School campuses located in Fort Bend County, with no financial obligation by Fort Bend County.

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

- C. Take all appropriate action on request to reappoint Grants Review Committee for the Justice Assistance Grant (JAG) in preparation for the upcoming round of grant opportunities, and authorize Committee to review on behalf of Commissioners Court, the application for the FY 2012 Edward Byrne Memorial Justice Assistance Grant (JAG) Local Solicitation pursuant to the 30-day governmental review policy.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to reappoint Grants Review Committee for the Justice Assistance Grant (JAG) in preparation for the upcoming round of grant opportunities, and authorize Committee to review on behalf of Commissioners Court, the application for the FY 2012 Edward Byrne Memorial Justice Assistance Grant (JAG) Local Solicitation pursuant to the 30-day governmental review policy.

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

Item 21 continued - County Judge:

- D. Take all appropriate action on Order Authorizing the Issuance, Sale and Delivery of Fort Bend County, Texas Senior Lien Toll Road Revenue Bonds, Series 2012; Approving a Toll Road Senior Lien Revenue Bond Trust Indenture, a First Supplemental Toll Road Senior Lien Revenue Bond Trust Indenture, a Bond Purchase Agreement and Official Statement; Authorizing the Execution of Documents and Instruments Necessary or Convenient to Carry Out the Issuance, Sale, and Delivery of the Series 2012 Bonds; Authorizing and Ratifying Other Actions; Making Certain Findings With Respect thereto; and Containing other Provisions Relating to the Subject.**

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Order Authorizing the Issuance, Sale and Delivery of Fort Bend County, Texas Senior Lien Toll Road Revenue Bonds, Series 2012; Approving a Toll Road Senior Lien Revenue Bond Trust Indenture, a First Supplemental Toll Road Senior Lien Revenue Bond Trust Indenture, a Bond Purchase Agreement and Official Statement; Authorizing the Execution of Documents and Instruments Necessary or Convenient to Carry Out the Issuance, Sale, and Delivery of the Series 2012 Bonds; Authorizing and Ratifying Other Actions; Making Certain Findings With Respect thereto; and Containing other Provisions Relating to the Subject.

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

Cliff Kavanaugh with First Southwest provided a brief overview of the bonds.

22. COMMISSIONER, PCT. 1:

Take all appropriate action on request by Todd Doucet to waive penalty and interest for an amount totaling \$189.98 on property taxes for tax year 2011, Precinct 1.

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize request by Todd Doucet to waive penalty and interest for an amount totaling \$189.98 on property taxes for tax year 2011, Precinct 1.

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

23. COMMISSIONER, PCT. 2:

Take all appropriate action on request by Samireh Farahmandi to waive penalty and interest for an amount totaling \$290.29 on property taxes for tax year 2011, Precinct 2.

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to deny request by Samireh Farahmandi to waive penalty and interest for an amount totaling \$290.29 on property taxes for tax year 2011, Precinct 2.

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

24. COMMISSIONER, PCT. 3:

A. Take all appropriate action on request by Thach Nguyen to waive penalty and interest for an amount totaling \$482.00 on property taxes for tax year 2011, Precinct 3.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to deny request by Thach Nguyen to waive penalty and interest for an amount totaling \$482.00 on property taxes for tax year 2011, Precinct 3.

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

B. Take all appropriate action on request by Chance Kamp to waive penalty and interest for an amount totaling \$883.41 on property taxes for multiple accounts for tax year 2011, Precincts 2 and 3.

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to deny request by Chance Kamp to waive penalty and interest for an amount totaling \$883.41 on property taxes for multiple accounts for tax year 2011, Precincts 2 and 3.

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

Item 24 continued - Commissioner Pct. 3:

- C. Take all appropriate action on request by Lin Dong to waive penalty and interest for an amount totaling \$119.48 on property taxes for tax year 2011, Precinct 3.**

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to deny request by Lin Dong to waive penalty and interest for an amount totaling \$119.48 on property taxes for tax year 2011, Precinct 3.

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

- D. Take all appropriate action on request by Ronald Carroll to waive penalty and interest for an amount totaling \$47.15 on property taxes for multiple accounts for tax year 2011, Precinct 3.**

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to authorize request by Ronald Carroll to waive penalty and interest for an amount totaling \$47.15 on property taxes for multiple accounts for tax year 2011, Precinct 3.

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

25. ELECTIONS ADMINISTRATION:

Take all appropriate action on the Locations and Hours of Early Voting for the May 29, 2012 Primary Election, as presented by Elections Administrator.

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve the Locations and Hours of Early Voting for the May 29, 2012 Primary Election, as presented by Elections Administrator.

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

Commissioner Patterson thanked John Oldham, Elections Administrator, on behalf of Commissioners Court for all his efforts.

26. ENGINEERING:

- A. Take all appropriate action on Fifth Amendment to the Agreement for Property Appraisal Services between Fort Bend County and Fox & Bubela, Inc. for an additional amount not-to-exceed \$100,000, for a total agreement amount not-to-exceed \$600,000. (Fund: Right-of-Way)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Fifth Amendment to the Agreement for Property Appraisal Services between Fort Bend County and Fox & Bubela, Inc. for an additional amount not-to-exceed \$100,000, for a total agreement amount not-to-exceed \$600,000. (Fund: Right-of-Way)

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

- B. Take all appropriate action on Professional Materials Testing Agreement between Fort Bend County and Associated Testing Laboratories, Inc. in an amount not-to-exceed \$155,558 for the expansion of Burney Road, Mobility Bond Project No. 719, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Professional Materials Testing Agreement between Fort Bend County and Associated Testing Laboratories, Inc. in an amount not-to-exceed \$155,558 for the expansion of Burney Road, Mobility Bond Project No. 719, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)

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

Item 26 continued - Engineering:

- C. Take all appropriate action on First Amendment to the Professional Engineering Services Agreement between Fort Bend County and Kelly R. Kaluza & Associates, Inc. for additional services in an amount not to exceed \$31,900 regarding the expansion of Harlem Road, for a total project cost not-to-exceed \$413,500; Precincts 3 and 4. (Fund: 2007 Mobility Bonds)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve First Amendment to the Professional Engineering Services Agreement between Fort Bend County and Kelly R. Kaluza & Associates, Inc. for additional services in an amount not to exceed \$31,900 regarding the expansion of Harlem Road, for a total project cost not-to-exceed \$413,500; Precincts 3 and 4. (Fund: 2007 Mobility Bonds)

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

- D. Take all appropriate action on the Professional Engineering and Surveying Agreement between Fort Bend County and LJA Engineers, Inc. in an amount not-to-exceed \$145,300 for improvements to Chimney Rock Road from Cambridge Falls Drive to Acorn Glen Trail, Mobility Bond Project 13, Pct. 2. (Fund: 2000 Mobility Bonds)**

Pass.

- E. Take all appropriate action on request by Sidney and Sandra Beard, III for a variance to the Fort Bend County Regulations of Subdivision, Section 2.2 I, to allow 2.00 acres to be divided out of 80.0 acres located in the Opey & Green Survey, Abstract 583, recorded in official Fort Bend County Deed Records, Vol. 708, Page 687, Fort Bend County, Texas, Precinct 1.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve request by Sidney and Sandra Beard, III for a variance to the Fort Bend County Regulations of Subdivision, Section 2.2 I, to allow 2.00 acres to be divided out of 80.0 acres located in the Opey & Green Survey, Abstract 583, recorded in official Fort Bend County Deed Records, Vol. 708, Page 687, Fort Bend County, Texas, Precinct 1.

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

Item 26 continued - Engineering:

- F. Take all appropriate action on request for variance to the building set back line requirement, (Section 5.12 C of the Fort Bend County Regulations of Subdivisions), for Lakes of Bella Terra, Section 14, on behalf of L.O.B. Limited Partnership, Precinct 3.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve variance to the building set back line requirement, (Section 5.12 C of the Fort Bend County Regulations of Subdivisions), for Lakes of Bella Terra, Section 14, on behalf of L.O.B. Limited Partnership, Precinct 3.

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

- G. Take all appropriate action on plat for the roads within Lakes of Bella Terra, Section 14, Precinct 3.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve plat for the roads within Lakes of Bella Terra, Section 14, Precinct 3.

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

- H. Take all appropriate action on plat for the lots within Lakes of Bella Terra, Section 14, Precinct 3.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve plat for the lots within Lakes of Bella Terra, Section 14, Precinct 3.

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

27. FORT BEND COUNTY TOLL ROAD AUTHORITY:

The Board of Directors of the Fort Bend County Toll Road Authority reviewed this item at their regular meeting held on April 18, 2012, and submits a Report on Bids for the Construction of Fort Bend Parkway, Segment B-1, from SH 6 to Sienna Parkway.

Moved by Commissioner Prestage Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to accept Report on Bids for the Construction of Fort Bend Parkway, Segment B-1, from SH 6 to Sienna Parkway and recommendation of James Construction Group.

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

28. PARKS & RECREATION:

Take all appropriate action to authorize refund in the amount of \$125.00 to Anthony Santizo and Lorena Vela for reservation at Four Corners Community Center. (Fund: Parks Department)

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize refund in the amount of \$125.00 to Anthony Santizo and Lorena Vela for reservation at Four Corners Community Center. (Fund: Parks Department)

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

29. PURCHASING:

- A. Take all appropriate action on Amendment to Renewal Agreement for Professional Auctioneer Services between Fort Bend County and Ernie Croucher Auctioneers to provide services for the Public Transportation Department, pursuant to RFP #10-080.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Amendment to Renewal Agreement for Professional Auctioneer Services between Fort Bend County and Ernie Croucher Auctioneers to provide services for the Public Transportation Department, pursuant to RFP #10-080.

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

- B. Take all appropriate action on Professional Auctioneering Services Agreement between Fort Bend County and Ernie Croucher Auctioneers to conduct County auctions.**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Professional Auctioneering Services Agreement between Fort Bend County and Ernie Croucher Auctioneers to conduct County auctions.

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

- C. Take all appropriate action to authorize the purchase of one (1), addition to fleet, cab & chassis with versalift, from Grapevine Dodge, utilizing Buy Board Contract 358-10 for Road & Bridge, for an amount not to exceed \$111,726.75. (Fund: Road & Bridge)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of one (1), addition to fleet, cab & chassis with versalift, from Grapevine Dodge, utilizing Buy Board Contract 358-10 for Road & Bridge, for an amount not to exceed \$111,726.75. (Fund: Road & Bridge)

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

Item 29 continued - Purchasing:

- D. 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, from Grace Industries for additional regional electronic accountability system items for regional fire departments for an amount not to exceed \$108,154.40. (Fund: Office of Emergency Management, UASI Grant)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to grant 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, from Grace Industries for additional regional electronic accountability system items for regional fire departments for an amount not to exceed \$108,154.40. (Fund: Office of Emergency Management, UASI Grant)

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

- E. Take all appropriate action on SOQ #12-039, Professional Architectural Services to design the Library Administration Building.**

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to enter into contract negotiations with Bailey Architects on SOQ #12-039, Professional Architectural Services to design the Library Administration Building.

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

- F. Take all appropriate action on SOQ #12-044 for Broker Dealer Services.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the attached list of 14 broker dealers on SOQ #12-044 for Broker Dealer Services.

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 Department of Information Resources Maintenance Agreement with DataVox, as reseller of Avaya products and services, for phone systems maintenance in an amount not to exceed \$129,091.11 for various County facilities, effective through February 13, 2013. (Fund: Information Technology Fees)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Department of Information Resources Maintenance Agreement with DataVox, as reseller of Avaya products and services, for phone systems maintenance in an amount not to exceed \$129,091.11 for various County facilities, effective through February 13, 2013. (Fund: Information Technology Fees)

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

- H. Take all appropriate action on 30 day notice of termination from Atlas Oil pursuant to RFP 12-026 for Bulk Fuel.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve 30 day notice of termination from Atlas Oil pursuant to RFP 12-026 for Bulk Fuel.

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

- I. Take all appropriate action to authorize advertising for requests for proposals for the purchase of bulk fuel, and authorize contract negotiations with the highest evaluated firm.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize advertising for requests for proposals for the purchase of bulk fuel, and authorize contract negotiations with the highest evaluated firm.

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

Item 29 continued - Purchasing:

- J. Take all appropriate action on Amendment to Professional Services Agreement between Fort Bend County and HDR Engineering, Inc. for an increase to direct contract rates for Public Transportation services pursuant to RFP 09-071.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Amendment to Professional Services Agreement between Fort Bend County and HDR Engineering, Inc. for an increase to direct contract rates for Public Transportation services pursuant to RFP 09-071.

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

30. PUBLIC TRANSPORTATION:

Take all appropriate action on Work Authorization No. 2 to the Agreement between Fort Bend County and HDR Engineering, Inc., in an amount not to exceed \$9,978.00; authorize County Judge to sign the Authorization. (Fund: Public Transportation, Grant Allocations)

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Work Authorization No. 2 to the Agreement between Fort Bend County and HDR Engineering, Inc., in an amount not to exceed \$9,978.00; authorize County Judge to sign the Authorization. (Fund: Public Transportation, Grant Allocations)

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

31. SHERIFF'S OFFICE:

Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$36,224.34 to The 420 Group, LLC for instruction provided without a purchase order. (Fund: High Intensity Drug Trafficking Area - HIDTA Grant, Fees)

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$36,224.34 to The 420 Group, LLC for instruction provided without a purchase order. (Fund: High Intensity Drug Trafficking Area - HIDTA Grant, Fees)

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

32. SHERIFF'S OFFICE CIVIL SERVICE COMMISSION:

Take all appropriate action to rescind Court's approval of Agenda Item 28A from Commissioners Court meeting on April 3, 2012, a transfer for the Sheriff's Office Civil Service Commission, due to change in account information, and approve transfer in the amount of \$43,733 from Non-Departmental Contingency into line items detailed on Budget Director's form dated April 16, 2012, to appropriate funds for the newly created Fort Bend County Sheriff's Office Civil Service Commission for the remainder of FY 2012.

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to rescind Court's approval of Agenda Item 28A from Commissioners Court meeting on April 3, 2012, a transfer for the Sheriff's Office Civil Service Commission, due to change in account information, and approve transfer in the amount of \$43,733 from Non-Departmental Contingency into line items detailed on Budget Director's form dated April 16, 2012, to appropriate funds for the newly created Fort Bend County Sheriff's Office Civil Service Commission for the remainder of FY 2012.

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

33. Approve Bills.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve bills in the amount of \$5,679,763.34.

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

34. Ratify the release of time-sensitive bills by Auditor on April 19, 2012.

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 April 19, 2012 in the amount of \$1,127,075.68.

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

Recess:

Recessed at 1:39 p.m.

Reconvene:

Reconvened at 1:48 p.m.

35. WORKSHOP:

Receive information on Texas Healthcare Transformation and Quality Improvement Program - 1115 Waiver, and take any and all appropriate action on Fort Bend County participation in a Regional Healthcare Partnership (RHP).

Dr. Mary Kendrick, Fort Bend County Medical Director introduced Amanda Simmons, Harris County Hospital District Associate Administrator for Health System Strategies and Beth Cloyd, EVP Harris County Hospital District and Chief Nursing Executive Officer who discussed the Medicare 1115 Waiver Five Year Program. Joe Freudenberger, CEO of Oak Bend Medical Center, discussed the old waiver program (UPL). Rick Thompson, Texas Association of Counties, stated that the State's rules have not been written, so nothing is tangible for planning purposes.

36. Adjournment.

Commissioners Court adjourned at 3:09 p.m. on Tuesday, April 24, 2012.

April 24, 2012

DRAINAGE DISTRICT BOARD MINUTES

BE IT REMEMBERED, That on this 24th DAY of APRIL, 2012, 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 1:05 p.m.

2. Accept monthly reports for January and February 2012.

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to accept monthly reports for January and February 2012.

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

3. Approve request for Historic Site Property Tax Exemption for the Morton Ferry Home, located at 402 North Second Street in Richmond, Texas, for tax year 2012.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve request for Historic Site Property Tax Exemption for the Morton Ferry Home, located at 402 North Second Street in Richmond, Texas, for tax year 2012.

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

4. Take all appropriate action to authorize reimbursement by Invoice Transmittal in the amount of \$44.37 to Mark Vogler for purchase of ink cartridge without a purchase order. (Fund: Drainage District, Office Supplies)

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize reimbursement by Invoice Transmittal in the amount of \$44.37 to Mark Vogler for purchase of ink cartridge without a purchase order. (Fund: Drainage District, Office Supplies)

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

5. Take all appropriate action on Professional Engineering Services Agreement between Fort Bend County Drainage District and Freese & Nichols, Inc. for repairs to the Big Creek Bypass Structure for an amount not to exceed \$415,900.00. (Fund: Big Creek)

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Professional Engineering Services Agreement between Fort Bend County Drainage District and Freese & Nichols, Inc. for repairs to the Big Creek Bypass Structure for an amount not to exceed \$415,900.00. (Fund: Big Creek)

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

6. **Take all appropriate action on Amendment to Professional Engineering Services Agreement between Fort Bend County Drainage District and Freese & Nichols, Inc. for additional engineering services for an amount not to exceed \$38,824.00. (Fund: Drainage District)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Amendment to Professional Engineering Services Agreement between Fort Bend County Drainage District and Freese & Nichols, Inc. for additional engineering services for an amount not to exceed \$38,824.00.(Fund: Drainage District)

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

7. **Adjournment.**

The Drainage District Board adjourned at 1:07 p.m. on Tuesday, April 24, 2012.