

MINUTES

BE IT REMEMBERED, That on this 22nd DAY of MAY, 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 1:02 p.m.

2. Invocation and Pledge of Allegiance by Commissioner Meyers.

Invocation and Pledge of Allegiance by Commissioner Meyers.

3. Approve minutes of regular meeting held on May 8, 2012, and special meetings for budget workshops held on May 9, 10, and 11, 2012.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the minutes of regular meeting held on May 8, 2012, and special meetings for budget workshops held on May 9, 10, and 11, 2012.

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

4. Public Comments regarding the Agenda and Announcements.

May Service Awards presented to county employees.

No public comments.

Judge Hebert announced that county offices will be closed May 28 for Memorial Day.

Commissioner Morrison reminded everyone that early voting ends May 25 and Election Day is May 29.

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 regarding Williams Way Boulevard, Mobility Bond Project #747, Phase I, from Hutchinson Elementary to Pilgrim, Precinct 1.

Public hearing held. No public comments.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to accept the traffic control plan regarding Williams Way Boulevard, Mobility Bond Project #747, Phase I, from Hutchinson Elementary to Pilgrim, Precinct 1.

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

CONSENT AGENDA ITEMS 6 - 18:

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

County Clerk: Dianne Wilson to Seattle, Washington, August 5-9, 2012, to attend the Association for Title Information Management (ATIM) 2012 Conference. (Fund: County Clerk, Travel)

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

- A. Agri-Life Extension Office: Sandra Fry to Indianapolis, Indiana, June 22-28, 2012, to attend the American Association of Family & Consumer Sciences Conference, with all expenses paid by Texas Department of Agriculture.**
- B. Information Technology: Ed Woloch to Kansas City, Missouri, September 11-14, 2012, to attend the National Association of Government Webmasters conference. (Fund: Information Technology, Travel)**

Item 7 continued - Out of State Travel:

- C. **Library: Kenny Chao to Anaheim, California, June 19-27, 2012, to attend the American Library Association Annual Conference. (Fund: Library, Travel)**
- D. **Sheriff's Office: Ratify travel by W. Webber and J. Harris to West Memphis, Arkansas, May 9-10, 2012, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)**
- 8. **COMMISSIONER, PCT. 1:**

Approve Interlocal Project Agreement between Fort Bend County and the City of Beasley to provide assistance with the reconstruction and overlay on North 8th Street, a City-owned street, County expenditure not to exceed \$26,001.94. (Fund: Road & Bridge)
- 9. **BUDGET & FINANCE:**
 - A. **Approve the Quarterly County Investment Report for the Second Quarter of Fiscal Year 2012 pursuant to Texas Government Code §2256.023.**
 - B. **BUDGET TRANSFERS**
 - 1. **Facilities Management & Planning: Approve transfer in the amount of \$328 as detailed on Director's form dated May 4, 2012, to allocate additional funds for fees outside of the normal operating budget.**
 - 2. **Health & Human Services - Social Services: Approve transfer in the amount of \$2,800 from Property & Equipment into Information Technology to allocate funds for purchase of laser printer.**
 - 3. **Indigent Health Care: Approve transfer in the amount of \$29,700 from Professional Services into Capital Acquisitions to allocate funds for purchase of two Ford Fusion vehicles, one a replacement vehicle, and one an addition to fleet.**
 - 4. **Library: Approve transfer in the amount of \$531 as detailed on Auditor's form dated May 11, 2012, to reallocate unused funds from the Integrated Library System project into Commissioners Court Projects.**
- 10. **ENGINEERING:**
 - A. **Ratify (final) payment in the amount of \$2,220.46 to Texas Department of Transportation regarding the study of FM 762 (from US 59 to Crabb River Road, Fort Bend County), CSJ : 0543-03-056, Precinct 1. (Fund: Right of Way)**
 - B. **Approve payment of Invoice No. 12-04-009 (Pay Estimate No. 6) in the amount of \$8,348.00 to Kelly R. Kaluza & Associates, Inc. regarding improvements to Harlem Road, Mobility Bond Project #726, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)**

Item 10 continued - Engineering:

- C. Approve payment of Invoice No. 3 (Pay Estimate No. 3) in the amount of \$28,135.80 to John Reed & Company, LLC regarding Knight Road Bridge over Coastal Water Authority Canal, Mobility Bond Project #100, Precinct 2. (Fund: 2000 Mobility Bonds)**
- D. Approve payment of Invoice No. 27784 in the amount of \$10,834.19 to Landtech Consultants, Inc. regarding the expansion of Mason Road, Mobility Bond Project #735, Precinct 3. (Fund: 2007 Mobility Bonds)**
- E. Approve payment of Invoice No. 211560122 in the amount of \$30,420.00 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. 4027 in the amount of \$22,091.25 to Property Acquisition Services, Inc. (PAS) for various right of way acquisition services within Precincts 1, 2, 3, and 4. (Fund: Right of Way)**
- G. Approve payment of Invoice No. 041312-48 in the amount of \$1,019.50 to Percheron Acquisitions, LLC regarding Falcon Landing, Mobility Bond Project #703, Precinct 3. (Fund: Right of Way)**
- H. Approve payment of Invoice No. 042712-39 in the amount of \$1,364.00 to Percheron Acquisitons, LLC regarding Falcon Landing, Mobility Bond Project #703, Precinct 3. (Fund: Right of Way)**
- I. Approve release of cashier's check #7859802 in the amount of \$5,000.00 to Mercedes Homes of Texas Ltd. for completion of work at 3026 River Bend Drive, Permit #84067, Precinct 1.**
- J. Approve release of Cashier's Check #7859804 in the amount of \$5,000.00 to Mercedes Homes of Texas, Ltd. for completion of work on River Ranch South Drive, Permit #84068, Precinct 1.**
- K. Approve release of cashier's check #7859803 in the amount of \$5,000.00 to Mercedes Homes of Texas, Ltd. for completion of work at 3018 River Bend Drive, Permit #84069, Precinct 1.**
- L. Approve release of the Oversize, Overweight...bond #400SB3855 and Surety Bond Rider in the amount of \$50,000.00 for El Paso Production Company, El Paso E & P Company, L.P., Precincts 1, 2, 3, and 4.**
- M. Approve application from CenterPoint-Entex to bury a 4-inch plastic gas line along Clodine Road, Precinct 3.**
- N. Approve application from CenterPoint-Entex to bury a 4-inch plastic gas line along E. Torino Reale Drive and a 2-inch plastic gas line along Via Moderna Drive, Precinct 3.**
- O. Approve application from CenterPoint-Entex to bury a 4-inch plastic gas line along W. Miranda Lane, W. Lugano Verde Drive and Via Renta Drive, Precinct 3.**

Item 10 continued - Engineering:

- P. Approve application from Sendero Industries, LLC to construct an outfall into Ditch H, Precinct 4.**
- Q. Approve application from Arrow Custom Homes, Inc. to construct a driveway tie-in onto Lower Oxbow Trace, Precinct 3.**
- R. Approve application from Devon Street Homes to construct two driveway tie-ins onto Brookwood Hollow, Precinct 3.**
- S. Approve application from Oscar Lara dba Oscar's Star Concrete, Inc. to widen a driveway tie-in on Mahogany Run Drive, Precinct 3.**
- T. Approve application from Devon Street Homes to construct a driveway tie-in onto Travertine Point, Precinct 3.**
- U. Approve application from Tackle Construction, Inc. to bore an 8-inch waterline under Fry Road, Precinct 3.**
- V. Approve application from E. P. Brady, Ltd. to bore and bury a 36-inch waterline under and along Fulshear-Gaston Road, Bellaire Boulevard, and Rancho Bella Boulevard, Precinct 3.**
- W. Approve acceptance of Continental Casualty Company a perpetual bond #929549083 for E.P. Brady, Ltd.**
- X. Approve application from Tidal Construction, Inc. to open cut west edge of Oyster Creek to bury a 16-inch water well collection line, Precinct 4.**
- Y. Approve the plat for Cinco Ranch Tire & Service Subdivision, Precinct 3.**
- Z. Approve the plat for Fort Bend County Municipal Utility District No. 50 Wastewater Treatment Plant, Precinct 3.**
- AA. Approve plat for the roads within Lakemont West Ridge, Section 2, Precinct 3.**
- BB. Approve plat for the lots within Lakemont West Ridge, Section 2, Precinct 3.**
- CC. Approve plat for the roads within Aliana, Section 13, Precinct 4.**
- DD. Approve plat for the lots within Aliana, Section 13, Precinct 4.**
- EE. Approve plat for the roads within Aliana, Section 23, Precinct 4.**
- FF. Approve plat for the lots within Aliana, Section 23, Precinct 4.**
- GG. Approve the plat for Fulbrook, Section 4A, Replat of Lots 7, 8, 9, 10, and 11 of Block 1, Precinct 3.**
- HH. Accept Amendment to Letter of Credit #SC7313 for Riverpark West, Section 13, Pct 1.**

Item 10 continued - Engineering:

- II. **Accept the streets in Grand Mission, Section 16: Cooper Mountain Lane 175.00 LF; Durango Lodge Lane 564.96 LF; Bronte Springs Court 292.07 LF; Brighton Brook Lane 359.11 LF; and Keystone Falls Court 529.77 LF; for a total of 1,920.91 LF; and release bond #105462667 in the amount of \$134,400.00, Precinct 3.**
- JJ. **Set public hearing for acceptance of the traffic control plan for Grand Mission, Section 16, Precinct 3. (*Tuesday, June 26, 2012, at 1:00 p.m.*)**
- 11. **FACILITIES MANAGEMENT & PLANNING: The Director of Facilities Management & Planning submits these invoices for approval and payment for projects that have been budgeted and funded by Facility Bond and/or Capital Projects:**
 - A. **Invoice No. 10032427 in the amount of \$52.11 to PGAL for Professional Services regarding the Justice Center;**
 - B. **Pay Application No. 10-012 008 in the amount of \$114,063.97 to Bass Construction for Design/Build services regarding the expansion of Animal Services facility;**
 - C. **Invoice No. 1 in the amount of \$28,366.89 to Bailey Architects for Architectural Services regarding the Courthouse Restoration Project.**
- 12. **FORT BEND COUNTY TOLL ROAD AUTHORITY: The Board of Directors of the Fort Bend County Toll Road Authority (the Authority) reviewed these items at their regular Board meeting held on May 16, 2012, and makes the following recommendations to Commissioners Court:**
 - A. **Approve award of contract to James Construction Group, LLC for construction of Fort Bend Parkway, Project B in the amount of \$17,993,966.51, subject to the closing of the Series 2012, Senior Lien Toll Road Revenue Bonds scheduled to close on May 23, 2012.**
 - B. **Approve Amendment to Retail Power Sales Agreement between Fort Bend County Toll Road Authority and Champion Energy Services, LLC.**
 - C. **Approve annual filing of Critical Load Spreadsheet for the Fort Bend County Toll Road Authority Facilities.**
 - D. **Approve Engineering Services Agreement between Fort Bend County Toll Road Authority and DKS Associates in an amount not to exceed \$30,000 for preparation of Request for Proposals for Maintenance of the Fort Bend Parkway and the Westpark Tollway.**
 - E. **Approve Supplemental Agreement No. 12 to the Engineering Services Agreement between Fort Bend County Toll Road Authority and Brown & Gay Engineers, Inc. in the amount of \$48,147 for additional services for Fort Bend Parkway, Project B.**
 - F. **Approve Supplemental Agreement No. 13 to the Engineering Services Agreement between Fort Bend County Toll Road Authority and Brown & Gay Engineers, Inc. in the amount \$284,611.43 for construction phase services for Fort Bend Parkway, Project B.**
 - G. **Approve proposal from Berg-Oliver Associates, Inc. in an amount not to exceed \$15,000 for environmental services for the Fort Bend Parkway State Highway 6 crossing.**

13. **FORT BEND GRAND PARKWAY TOLL ROAD AUTHORITY:** The Board of Directors of the Fort Bend Grand Parkway Toll Road Authority (GPTRA) reviewed the following items at their regular meeting held on May 16, 2012, and makes the following recommendations to Commissioners Court:
- A. **Approve annual filing of Critical Load Spreadsheet for Fort Bend County Grand Parkway Toll Road Authority Facilities.**
 - B. **Approve proposal in the amount of \$6,016.00 from SIG/McDonald & Wessendorff Insurance for renewal of GPTRA insurance policies for directors' and officers' liability, and directors' and consultants' bonds for one year, effective June 16, 2012.**
 - C. **Approve proposal in the amount of \$42,797.00 from Texas Municipal League Intergovernmental Risk Pool for renewal of commercial liability insurance policies for general, pollution, auto, and equipment breakdown and workers compensation for one year, effective June 16, 2012.**
 - D. **Approve proposal from CDM Smith, Inc. in an amount not to exceed \$45,000 for an updated Traffic and Revenue Study.**
 - E. **Approve Joint Participation Agreement between Fort Bend County Assistance District No. 2, Fort Bend County, and Fort Bend Grand Parkway Toll Road Authority for Design and Construction of Improvements to the Intersection of West Bellfort and S.H. 99.**
14. **HEALTH & HUMAN SERVICES:**
- A. **Accept and sign Department of State Health Services (DSHS) Contract Amendment No. 2011-038703-001B, the content of which is confidential and covered by Texas Government Code 418.183(f).**
 - B. **Accept and sign Department of State Health Services (DSHS) Contract Amendment No. 2011-038512, the content of which is confidential and covered by Texas Government Code 418.183(f).**
 - C. **Clinical Health: Approve Amendment to Contract #2012-040154 between Fort Bend County and Texas Department of State Health Services to change the term of the Tuberculosis Prevention & Control program until August 31, 2012, and to revise reporting dates.**
15. **HUMAN RESOURCES:**
- Approve request for withdrawal of 40 hours from the Shared Sick Leave Pool for employee of Justice of the Peace, Precinct 3, Position No. 4554-0006.**

16. **PURCHASING: Authorize advertising for Statements of Qualification (SOQs), Bids, and/or Request for Proposals (RFPs) for the following:**
 - A. **Request for proposals for Office of Emergency Management Security Enhancement Project.**
 - B. **Request for proposals for Office of Emergency Management exercise.**
 - C. **Bids for Parking Lot Expansion at Sugar Land Annex.**
 - D. **Bids for City of Richmond North Second Street Generator.**
 - E. **Bids for Manual Transfer Switches for five (5) Sanitary Sewer Lift Stations in Rosenberg.**
 - F. **Statements of Qualification for Design Build Expansion of Central Appraisal District building.**

17. **ROAD & BRIDGE:**
 - A. **Approve payment of Estimate #1 in the amount of \$28,300.50 to Traf Tex Inc for work done on traffic signal construction at the intersection of Westheimer Parkway and Saddle Spur. (Fund: Road & Bridge Traffic Signals)**
 - B. **Approve payment for Estimate #1 in the amount of \$27,596.25 to Traf Tex Inc for work done on traffic signal construction at the intersection of Bay Hill and Falcon Landing Blvd. (Fund: Road and Bridge Traffic Signals)**
 - C. **Approve payment of Estimate #5 (Final) in the amount of \$17,704.52 to Florida Traffic Control Devices, Inc. for completion of traffic signal construction at the intersection of Mason Rd and Northmoore Drive. (Fund: Road & Bridge Traffic Signals)**
 - D. **Approve payment of Invoice #1177 (Final) in the amount of \$22,491.20 to Reliable Signal & Lighting Solutions, LLC for traffic signal construction at the intersection of Highland Knolls and Greenway Village. (Fund: Road & Bridge Traffic Signals)**

18. **TAX ASSESSOR/COLLECTOR:**
 - A. **Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on May 15, 2012, for an amount totaling \$3,284.59 for the Office of Patsy Schultz.**
 - B. **Record into Minutes the Summary Monthly Report of Property Taxes collected in April, 2012, as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.**
 - C. **Record into Minutes the disposal of miscellaneous Tax Office Documentation dated January 31, 2012 through May 2, 2012, and scanned by Windward Group as Box #1119 through 1167, in accordance with State Archive Retention Schedule of Destruction for the Office of Patsy Schultz.**

Item 18 continued - Tax Assessor Collector:

- D. Approve renewal of Interlocal Cooperation Agreement for the Collection of Taxes between Fort Bend County and Katy Independent School District effective through August 31, 2013.**
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Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 6 - 18C.

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

Item 18D moved to regular agenda.

18. TAX ASSESSOR COLLECTOR:

- D. Take all appropriate action on Interlocal Cooperation Agreement for the Collection of Taxes between Fort Bend County and Katy Independent School District effective through August 31, 2013.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Interlocal Cooperation Agreement for the Collection of Taxes between Fort Bend County and Katy Independent School District effective through August 31, 2013.

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

19. COUNTY JUDGE:

A. Take all appropriate action on Engagement Letter from Allen Boone Humphries Robinson LLP regarding Bond Counsel Services for Fort Bend County Senior Lien Toll Road Revenue Bonds, Series 2012.

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Engagement Letter from Allen Boone Humphries Robinson LLP regarding Bond Counsel Services for Fort Bend County Senior Lien Toll Road Revenue Bonds, Series 2012.

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

B. Take all appropriate action on request to transfer the amount of \$50,000 from Non-Departmental Contingency into Fund 400 for the local match to Community Development Block Grant FY11 HOME projects; transfer was not completed before the end of the fiscal year budget sweep.

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$50,000 from Non-Departmental Contingency into Fund 400 for the local match to Community Development Block Grant FY11 HOME projects; transfer was not completed before the end of the fiscal year budget sweep.

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

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to amend the previous motion to read - transfer the amount of \$50,000 from Non-Departmental Contingency into Fund 400 for the local match to HOME Investment Partnerships Program FY11 HOME projects; transfer was not completed before the end of the fiscal year budget sweep.

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

Item 19 continued - County Judge:

- C. Take all appropriate action on annual contribution to the Fort Bend County Historical Commission in the amount of \$4,000 for FY12 for operations of committee activities. (Fund: Non-Departmental, Fees)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve annual contribution to the Fort Bend County Historical Commission in the amount of \$4,000 for FY12 for operations of committee activities. (Fund: Non-Departmental, Fees)

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

- D. Take all appropriate action on Amendment Number 2 to the Texas Historical Commission Texas Historic Courthouse Preservation Program Round IV Funding Agreement between Fort Bend County and the Texas Historical Commission, for a revised grant amount of \$296,362 to reflect the reduction in the grant award.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Amendment Number 2 to the Texas Historical Commission Texas Historic Courthouse Preservation Program Round IV Funding Agreement between Fort Bend County and the Texas Historical Commission, for a revised grant amount of \$296,362 to reflect the reduction in the grant award.

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

20. COMMISSIONER, PCT. 1:

- A. Take all appropriate action on request to transfer the amount of \$200,000 from Commissioners Court projects as detailed on Auditor's form dated May 9, 2012, to allocate funds for the purchase of playground equipment for the Head Start Program.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$200,000 from Commissioners Court projects as detailed on Auditor's form dated May 9, 2012, to allocate funds for the purchase of playground equipment for the Head Start Program.

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

- B. Take all appropriate action on resubmission of a grant application designating Fort Bend County as a co-applicant with the City of Kendelton for funding in the amount of \$1,250,000 from the Economic Development Administration to be used for water, road and sewer projects, with a match by Fort Bend County in the amount of \$1,850,000 from 2007 mobility bond funds and in-kind work to be performed by Fort Bend County Road and Bridge, for a total project amount of \$3,100,000; authorize County Judge to sign all necessary documents pertaining to the application.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and carried (4-1), it is ordered to resubmit grant application designating Fort Bend County as a co-applicant with the City of Kendelton for funding in the amount of \$1,250,000 from the Economic Development Administration to be used for water, road and sewer projects, with a match by Fort Bend County in the amount of \$1,850,000 from 2007 mobility bond funds and in-kind work to be performed by Fort Bend County Road and Bridge, for a total project amount of \$3,100,000; authorize County Judge to sign all necessary documents pertaining to the application with funds from Projects #770 and #746.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	No

21. COMMISSIONER, PCT. 4:

A. Take all appropriate action on Joint Participation Agreement between Fort Bend County Assistance District No. 2, Fort Bend County and the Fort Bend Grand Parkway Toll Road Authority.

Moved by Commissioner Patterson Seconded by Commissioner Prestage

Duly put and carried (4-1), it is ordered to approve Joint Participation Agreement between Fort Bend County Assistance District No. 2, Fort Bend County and the Fort Bend Grand Parkway Toll Road Authority.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	No
Commissioner Patterson	Yes

B. Take all appropriate action on Agreement between Fort Bend County and the Orchard Lake Estates Homeowners' Association, Inc. to accept property along FM 1464, including a stone wall to be improved by the Texas Department of Transportation to meet sound barrier requirements.

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and the Orchard Lake Estates Homeowners' Association, Inc. to accept property along FM 1464, including a stone wall to be improved by the Texas Department of Transportation to meet sound barrier requirements.

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

22. COMMUNITY DEVELOPMENT:

Take all appropriate action on First Amendment to General Land Office (GLO) Contract No. 12-202-000-5502 between Fort Bend County and the Texas General Land Office to add and clarify definitions and to reduce the administrative burden under the Contract.

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve First Amendment to General Land Office (GLO) Contract No. 12-202-000-5502 between Fort Bend County and the Texas General Land Office to add and clarify definitions and to reduce the administrative burden under the Contract.

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

23. COUNTY ATTORNEY:

- A. Take all appropriate action to authorize County Attorney to incur additional litigation expenses with Ahmad Zavitsanos Anaipakos Alavi Mensing in an amount not to exceed \$39,599, for a total purchase order amount not to exceed \$89,599 to assist in defense of Civil Action No. 11-CV-00887; William Butera v. Fort Bend County, Texas.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize County Attorney to incur additional litigation expenses with Ahmad Zavitsanos Anaipakos Alavi Mensing in an amount not to exceed \$39,599, for a total purchase order amount not to exceed \$89,599 to assist in defense of Civil Action No. 11-CV-00887; William Butera v. Fort Bend County, Texas.

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

Item 23 continued - County Attorney:

- B. Take all appropriate action on request to transfer the amount of \$35,000 from Non-Departmental Fees into County Attorney, Fees, to allocate funds for additional litigation expenses in Civil Action No. 11-CV-00887.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$35,000 from Non-Departmental Fees into County Attorney, Fees, to allocate funds for additional litigation expenses in Civil Action No. 11-CV-00887.

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

24. ENGINEERING:

- A. Take all appropriate action on the Interlocal Agreement between Fort Bend County and the City of Richmond for improvements and associated drainage to Front Street, Pct 1.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve the Interlocal Agreement between Fort Bend County and the City of Richmond for improvements and associated drainage to Front Street, Precinct 1.

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

Item 24 continued - Engineering:

- B. Take all appropriate action on request by Steven Miculek, Jr. for a variance to the Fort Bend County Regulations of Subdivision, Section 2.2.B, to divide 4.000 acres out of a called 157.253 acre tract situated in the H. T.C. R. R. Co. Survey, Section 47, Abstract 228 recorded in official Fort Bend County Deed Records, Instrument #2012015224, Fort Bend County, Precinct 1.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve request by Steven Miculek, Jr. for a variance to the Fort Bend County Regulations of Subdivision, Section 2.2.B, to divide 4.000 acres out of a called 157.253 acre tract situated in the H. T.C. R. R. Co. Survey, Section 47, Abstract 228 recorded in official Fort Bend County Deed Records, Instrument #2012015224, Fort Bend County, Precinct 1.

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

- C. Take all appropriate action on the Standard Utility Agreement between Fort Bend County and Kinder Morgan Tejas Pipeline, LLC in an amount not to exceed \$241,000 for improvements to Old Richmond Road, Precinct 4, Mobility Bond Project No. 729. (Fund: 2007 Mobility Bonds)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Standard Utility Agreement between Fort Bend County and Kinder Morgan Tejas Pipeline, LLC in an amount not to exceed \$241,000 for improvements to Old Richmond Road, Precinct 4, Mobility Bond Project No. 729. (Fund: 2007 Mobility Bonds)

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

25. FACILITIES MANAGEMENT & PLANNING:

Take all appropriate action on the Third Amendment to the Lease Agreement between Fort Bend County and the Fort Bend Central Appraisal District, pending approval of County Attorney.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve the Third Amendment to the Lease Agreement between Fort Bend County and the Fort Bend Central Appraisal District, pending approval of County Attorney.

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

Note: This is a 15 year agreement.

26. FIRE MARSHAL:

A. Take all appropriate action on request to transfer the amount of \$1,311 from Non-Departmental Contingency into Fire Marshal, Property and Equipment, to allocate funds for payment of radio repairs.

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$1,311 from Non-Departmental Contingency into Fire Marshal, Property and Equipment, to allocate funds for payment of radio repairs.

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

Item 26 continued - Fire Marshal:

- B. Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$1,310.70 to Harris County Auditor for radio repairs performed without a purchase order. (Fund: Fire Marshal, Property and Equipment)**

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 \$1,310.70 to Harris County Auditor for radio repairs performed without a purchase order. (Fund: Fire Marshal, Property and Equipment)

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

27. HEALTH & HUMAN SERVICES:

- A. Take all appropriate action on request to transfer the amount of \$21,656 as Detailed on Director's form dated May 15, 2012, to transfer resources and personnel related to the new Senior Center from the Parks Department to Health & Human Services, effective May 26, 2012.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$21,656 as Detailed on Director's form dated May 15, 2012, to transfer resources and personnel related to the new Senior Center from the Parks Department to Health & Human Services, effective May 26, 2012.

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

- B. Clinical Health: Take all appropriate action on request to revise the Clinical Services Fee Schedule effective June 1, 2012.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to revise the Clinical Services Fee Schedule effective June 1, 2012.

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

Item 27 continued - Health & Human Services:

- C. **Clinical Health: Take all appropriate action on grant applications to the Texas Department of State Health Services in the amount of \$140,128 for State Funds and \$102,645 for Federal Funds for the Tuberculosis Prevention Program from September 1, 2012 though August 31, 2013, with no cash match required by Fort Bend County.**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve grant applications to the Texas Department of State Health Services in the amount of \$140,128 for State Funds and \$102,645 for Federal Funds for the Tuberculosis Prevention Program from September 1, 2012 though August 31, 2013, with no cash match required by Fort Bend County.

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

28. HUMAN RESOURCES:

Take all appropriate action on revisions to the Employee Information Manual, specifically Section 404, Pay Procedures, as submitted by the Director of Human Resources.

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve revisions to the Employee Information Manual, specifically Section 404, Pay Procedures, as submitted by the Director of Human Resources.

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

29. OFFICE OF EMERGENCY MANAGEMENT:

A. Take all appropriate action on update to Annex H (Health & Medical) of the Fort Bend County Emergency Operations Plan.

Moved by Commissioner Prestage Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve update to Annex H (Health & Medical) of the Fort Bend County Emergency Operations Plan.

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

B. Take all appropriate action on final version of Fort Bend County Disaster Debris Management Plan (DDMP).

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve final version of Fort Bend County Disaster Debris Management Plan (DDMP).

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

30. PUBLIC TRANSPORTATION:

A. Take all appropriate action on Amendment No. 3 to FY 2007 Sub Award Interlocal Agreement By and Between Fort Bend County and the Gulf Coast Rail District, for an amount not to exceed \$250,000. (Fund: Federal Amount \$200,000.; Local Match \$50,000, Public Transportation, Grant Allocation)

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Amendment No. 3 to FY 2007 Sub Award Interlocal Agreement By and Between Fort Bend County and the Gulf Coast Rail District, for an amount not to exceed \$250,000. (Fund: Federal Amount \$200,000.; Local Match \$50,000, Public Transportation, Grant Allocation)

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

Item 30 continued - Public Transportation:

B. Take all appropriate action on Amendments to The Fort Bend County Public Transportation Department Operations Standards.

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Amendments to The Fort Bend County Public Transportation Department Operations Standards.

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

31. PURCHASING:

A. Take all appropriate action on request by University of Houston Clear Lake, pursuant to Local Government Code Section 263.152(a)(1), to purchase courtroom furniture in the amount of \$1,000.00 from Fort Bend County.

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve request by University of Houston Clear Lake, pursuant to Local Government Code Section 263.152(a)(1), to purchase courtroom furniture in the amount of \$1,000.00 from Fort Bend County.

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

B. Take all appropriate action on request for price increase from Pumpelly Oil Company, pursuant to Bid #11-078 for Oils and Lubricants.

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve 6% price increase from Pumpelly Oil Company, pursuant to Bid #11-078 for Oils and Lubricants.

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

Item 31 continued - Purchasing:

- C. Take all appropriate action on Agreement between Fort Bend County and Linear Systems for digital information system for the Sheriff's Office, pursuant to RFP #12-023, in an amount not to exceed \$124,703.80. (Fund: Sheriff's Office)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and Linear Systems for digital information system for the Sheriff's Office, pursuant to RFP #12-023, in an amount not to exceed \$124,703.80. (Fund: Sheriff's Office)

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

- D. Take all appropriate action to authorize the purchase of two (2) 24-26-foot Goshen model buses, minus optional boarding chair, for Public Transportation, pursuant to Bid #10-032. (Fund: Public Transportation Grant)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of two (2) 24-26-foot Goshen model buses, minus optional boarding chair, for Public Transportation, pursuant to Bid #10-032. (Fund: Public Transportation Grant)

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

- E. Take all appropriate action on Addendum to General Staffing Agreement between Fort Bend County and Angel Staffing, Inc., pursuant to SOQ #12-028, for an amount not to exceed \$100,000. (Fund: Health & Human Services)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Addendum to General Staffing Agreement between Fort Bend County and Angel Staffing, Inc., pursuant to SOQ #12-028, for an amount not to exceed \$100,000. (Fund: Health & Human Services)

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

Item 31 continued - Purchasing:

- F. Take all appropriate action to authorize the purchase of two (2) Ford Fusions, additions to fleet, from Helfman Ford, for Indigent Health Care, pursuant to Bid #07-003. (Fund: Indigent Health Care)**

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of two (2) Ford Fusions, additions to fleet, from Helfman Ford, for Indigent Health Care, pursuant to Bid #07-003. (Fund: Indigent Health Care)

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

Note: This is 1 replacement and 1 additional vehicles.

- G. Take all appropriate action on First Amendment to Professional Engineering Services Agreement between Fort Bend County and Gunda Corporation, for additional services regarding the traffic signalization design at Bay Hill Blvd. and Falcon Landing Blvd, in an amount not to exceed \$1,405.09. (Fund: Road & Bridge)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve First Amendment to Professional Engineering Services Agreement between Fort Bend County and Gunda Corporation, for additional services regarding the traffic signalization design at Bay Hill Blvd. and Falcon Landing Blvd, in an amount not to exceed \$1,405.09. (Fund: Road & Bridge)

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

Item 31 continued - Purchasing:

H. Take all appropriate action on Professional Consulting Services Agreement between Fort Bend County and Pier Systems, Inc., in an amount not to exceed \$80,000. (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 approve Professional Consulting Services Agreement between Fort Bend County and Pier Systems, Inc., in an amount not to exceed \$80,000. (Fund: Office of Emergency Management, UASI Grant)

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

I. Take all appropriate action on Agreement for Bulk Fuel Products and Services between Fort Bend County and Susser Petroleum LLC, pursuant to RFP #12-051.

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Bulk Fuel Products and Services between Fort Bend County and Susser Petroleum LLC, pursuant to RFP #12-051.

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

J. Take all appropriate action on Policy regarding Contracting with a Person Indebted to the County.

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve the Policy regarding Contracting with a Person Indebted to the County.

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

32. 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 \$7,903,431.59.

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

33. Ratify the release of time-sensitive bills by Auditor on May 17, 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 in the amount of \$853,172.29 by Auditor on May 17, 2012.

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

34. Authorize County Auditor to pay and release time sensitive bills on May 31, 2012, to be ratified by Commissioners Court on June 5, 2012.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to authorize County Auditor to pay and release time sensitive bills on May 31, 2012, to be ratified by Commissioners Court on June 5, 2012.

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

35. WORKSHOP:

- A. Receive presentation by Ray Webb, Information Technology Director, for the 2012-2016 Fort Bend County Information Technology Strategic Plan.**

Ray Webb, IT Director, discussed the plan and answered questions from members of court. Mr. Webb stressed the importance to establish and execute a strategic IT plan that will align with and support business programs and initiatives in a fiscally responsible manner, understand the business processes and identify the technology that will enable government-to-government, government-to-business, and government-to-citizen functions through a process of establishing goals, objectives, and priorities.

- B. Take all appropriate action on the 2012-2016 Fort Bend County Information Technology Strategic Plan.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to accept the 2012-2016 Fort Bend County Information Technology Strategic Plan as presented.

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

Recess:

Recessed at 1:55 p.m.

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

- A. § 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.**

Acquisition of property; Spur 10: 90/10 reimbursement from Texas Department of Transportation, Precinct 1.

- B. § 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 - Road & Bridge Commissioner.

Closed Session:

Convened at 2:05 p.m.
Adjourned at 2:33 p.m.

Reconvene:

Reconvened at 2:34 p.m.

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

A. § 551.072. Deliberation Regarding Real Property.

Acquisition of property; Spur 10: 90/10 reimbursement from Texas Department of Transportation, Precinct 1.

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to purchase Parcel 39 in the amount of \$12,107.00 and Parcel 35 (parts 1,2,3,4) in the amount of \$180,951.00 of the Spur 10 Mobility Project plus necessary costs not to exceed \$5,000.00 each with funds from Right of Way Fund and authorize the County Judge to execute all necessary documents.

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

B. § 551.074. Personnel Matters.

Annual Evaluation - Road & Bridge Commissioner.

Annual review conducted.

38. Adjournment.

Commissioners Court adjourned at 2:37 p.m. on Tuesday, May 22, 2012.