

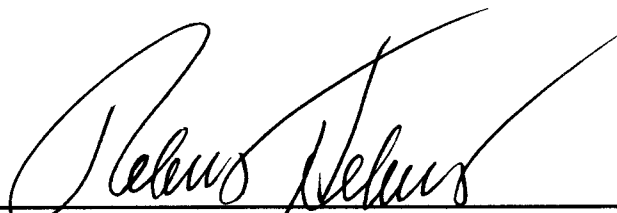
APPROVAL OF MINUTES  
COMMISSIONERS COURT  
FORT BEND COUNTY

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 28th day of August, 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 4th day of September, 2012.



ROBERT E. HEBERT, COUNTY JUDGE

**MINUTES**

BE IT REMEMBERED, That on this 28th DAY of AUGUST, 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 1:01 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 August 14, 2012, and special meeting held on August 23, 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 August 14, 2012, and special meeting held on August 23, 2012.

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

**4. Public Comments regarding the Agenda and Announcements.**

August Service Awards presented to county employees.

Monday, September 3 is a county holiday for Labor Day.

**5. PUBLIC HEARINGS: 1:00 p.m.**

**A. Conduct a Public Hearing on the proposal to increase the 2012 Tax Rate for Fort Bend County.**

Public hearing held. No public comments.

**B. Conduct Public Hearings and take all appropriate action on the following matters:**

- 1. Approval of plat: Sienna Steep Bank Village, Section 9, Replat No. 1, Precinct 1.**
- 2. Acceptance of traffic control plan for Cambridge Falls, Section 2 and Cambridge Falls, Section 3, Precinct 2.**
- 3. Acceptance of the traffic control plan for Pine Mill Ranch, Section 5, Section 9 and Section 14, Precinct 3.**
- 4. Acceptance of the traffic control plan for Spring Green Boulevard Extension from Evans Mill Lane North to Roesner Road STD, Precinct 3.**
- 5. Acceptance of the traffic control plan for Canyon Lakes at Cardiff Ranch, Section 1, Precinct 3.**
- 6. Acceptance of the Traffic/Safety Study for Katy ISD, Roosevelt Alexander Elementary School at the intersection of Fry Road and Peek Road to install "No Right Turn on Red During School Hours" signs, Precinct 3.**

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 approve agenda item 5B 1-6.

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

**CONSENT AGENDA ITEMS 6 - 22:**

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

**Constable, Pct. 2: Change in travel dates for Constable Ruben Davis to San Diego, California, from September 28 through October 4, 2012, to attend the International Association of Chiefs of Police Conference. (Fund: Constable, Pct. 2, Travel, and LEOSE)**

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

**A. Information Technology: Connie Heinecke to Santa Fe, New Mexico, September 30 through October 2, 2012, to attend Tyler Executive Forum. (Fund: Information Technology, Travel)**

**B. Juvenile Detention & Probation Department: Dr. Philip Kerne, Psychologist, to San Francisco, California, September 5-9, 2012, to attend training, Contemporary Issues in Forensic Psychology; County expense to include registration only, no lodging or travel cost. (Fund: Juvenile, Travel)**

**C. Sheriff's Office: Ratify travel by M. Kubricht and L. Williams to Columbus, Ohio, August 28-29, 2012, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Forfeited Assets, Travel)**

**8. COUNTY JUDGE:**

**Approve request to Texas Commission on Environmental Quality (TCEQ) for FY 13 funds in the amount of \$172,606 for the Drive a Clean Machine (DACM) program, (also known as Low Income Replacement/Repair Assistance Program-LIRAP) and authorize payment to Houston-Galveston Area Council on receipt of the funds for management of the County program.**

**9. AUDITOR:**

**Accept Monthly Financial Report prepared by the County Auditor for nine months ending June 30, 2012 pursuant to Local Government Code Section 114.023.**

**10. BUDGET & FINANCE:**

**A. Approve the Quarterly County Investment Report for the Third Quarter of Fiscal Year 2012 in accordance with Texas Government Code §2256.023.**

**Item 10 continued - Budget & Finance:**

**B. BUDGET TRANSFERS**

1. **Agri-Life Extension Office:** Approve transfer in the amount of \$4,100 as detailed on Director's form dated August 14, 2012, to allocate funds for office supplies, computer equipment, and software.
2. **Constable, Pct. 3:** Approve transfer in the amount of \$3,000 from Travel into Information Technology to allocate funds for purchase of upgraded software licenses for nine computers.
3. **County Court at Law #1:** Approve transfer in the amount of \$500 from Fees into Temporary/Part-Time to allocate funds for temporary assistance while Court Coordinator was on vacation.
4. **County Court at Law #2:** Approve transfer in the amount of \$5,900 from Fees and Services into Capital Acquisitions to allocate funds for purchase of new copier.
5. **District Clerk:** Approve transfer in the amount of \$1,645 from Fees into Information Technology to allocate funds for purchase of two new computers.
6. **Facilities Management & Planning:** Approve transfer in the amount of \$7,845 as detailed on Auditor's form dated August 17, 2012 to reallocate funds for completion of the Sugar Land Annex Parking Lot.
7. **Health & Human Services:** Approve transfer in the amount of \$400 from Fees into Information Technology to allocate funds for purchase of computer related items.
8. **Indigent Health Care:** Approve transfer in the amount of \$250 from Office Supplies into Capital Acquisitions to allocate funds into correct line item for expenditure.
9. No agenda item.
10. **Library:** Approve transfer in the amount of \$5,000 from Capital Acquisitions and Information Technology into Fees to allocate funds into correct line item for expenditures.
11. **Parks Department:** Approve transfer in the amount of \$11,005 as detailed on Parks Director's form dated August 8, 2012, to allocate funds into Fees to cover shortages for FY2012.
12. **Treasurer:** Approve transfer in the amount of \$2,000 from Office Supplies into Information Technology to allocate funds for purchase of software licensing.

**11. BEHAVIORAL HEALTH SERVICES:**

Approve renewal of Interlocal Contract between Fort Bend County and Harris County to provide consultant services to Assist the Infant-Toddler Court for the period of October 1, 2012 through September 30, 2013.

**12. ENGINEERING:**

- A. Acknowledge and accept the donation of right-of-way, being 2.485 acres, more or less, described as Mourning Dove Drive, from Dove Meadows Estates Property Owners Association, Inc., Precinct 1, Deed filed September 20, 2011 in the Official Public Records of Fort Bend County, Texas, Instrument No. 2011093456; and previously accepted into the County Road Log on August 4, 1989.**
- B. Approve payment of Invoice No. 211560125 in the amount of \$729.53 to Huitt-Zollars, Inc. regarding Falcon Landing Blvd., (from Greenbusch to Katy-Gaston), Mobility Bond Project #703, Precinct 3. (Fund: 2007 Mobility Bonds)**
- C. Approve payment of Invoice No. 779-001-08 in the amount of \$14,058.00 to TSC Engineering regarding improvements to West Belfort Road, Mobility Bond Project #741, Precinct 4. (Fund: 2007 Mobility Bonds)**
- D. Approve payment of Invoice No. 20121183 in the amount of \$1,804.46 to TEDSI Infrastructure Group regarding traffic signal design at the intersection of Falcon Landing Boulevard and Gaston Road, Mobility Bond Project #703, Precinct 3. (Fund: 2007 Mobility Bonds)**
- E. Approve payment of Invoice No. 12-06-012 (Pay Estimate No. 6) in the amount of \$54,610.00 to Kelly R. Kaluza, Inc. regarding the expansion of Golfview Drive, Mobility Bond Project #709, Precinct 1. (Fund: 2007 Mobility Bonds)**
- F. Approve payment of Invoice No. 12-06-013 in the amount of \$3,276.00 to Kelly R. Kaluza, Inc. regarding the expansion of Golfview Drive, Mobility Bond Project #709, Precinct 1. (Fund: 2007 Mobility Bonds)**
- G. Approve payment of Invoice No. 12-06-021 in the amount of \$9,303.00 to Kelly R. Kaluza, Inc. regarding improvements to Harlem Road, Mobility Bond Project #726, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)**
- H. Approve payment of Invoice No. 12-7-000049 in the amount of \$12,639.34 to Associated Testing Laboratories, Inc. regarding expansion of Burney Road (from Old Richmond to Voss Road), Mobility Bond Project #719, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)**
- I. Approve payment of Invoice No. 4 (Pay Estimate No. 4) in the amount of \$41,011.56 to Southwest Signal Supply, Inc. regarding Bid #11-084 for Harlem Road and Plantation Drive, Mobility Bond Project #725, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)**
- J. Approve payment of Invoice No. 5 (Pay Estimate No. 5) in the amount of \$34,194.06 to John Reed & Company, LLC regarding Knight Road Bridge over Coastal Water Authority Canal, Mobility Bond Project #101, Precinct 2. (Fund: 2000 Mobility Bonds)**
- K. Approve payment of Invoice No. 56 in the amount of \$15,475.00 to Schaumburg & Polk, Inc. regarding Administrative Support for the 2007 Mobility Bond Projects within Precincts 1, 2, 3, and 4. (Fund: 2007 Mobility Bonds)**

**Item 12 continued - Engineering:**

- L. Approve payment of Invoices No. 052412-27 (Pay Estimate No. 12) in the amount of \$1,828.00, Invoice No. 060812-34 (Pay Estimate No. 13) in the amount of \$1,003.91, and Invoice No. 081712-08 (Pay Estimate No. 15) in the amount of \$812.50 to Percheron Acquisitions, LLC regarding Falcon Landing, Mobility Bond Project #703, Precinct 3. (Fund: (Right of Way))**
- M. Approve application from Houston Pipe Line Company, LP to bore under and bury a 4-inch natural gas line along Holmes Road, Precinct 3.**
- N. Approve release of performance bond #3343698 in the amount of \$8,000.00 to Adeel Noman / Steel Crete, LLC for completion of work on Beechnut Blvd. and Grand Mission Blvd., Permit # 84043, Precinct 3.**
- O. Approve application from CenterPoint Entex to bury a 4-inch plastic gas line along Katy-Flewellen Road, Precinct 3.**
- P. Approve application from Devon Street Homes to construct two driveway tie-ins onto Water Violet Lane, Precinct 3.**
- Q. Approve application from Linco Construction Company, Inc. to bore a 10-inch sanitary sewer line under Commercial Center Boulevard, Precinct 3.**
- R. Approve application from CenterPoint Entex to bury a 6-inch plastic gas line along Cinco Terrace Drive, Precinct 3.**
- S. Approve release of performance bond #61278916 to Abraham Thomas dba MHS Construction & Design for completion of work on West Drive, Permit #84114, Pct 1.**
- T. Approve release of bond #34310 in the amount of \$33,940.00 for Quail Village, Section 1, Precinct 2.**
- U. Approve release of bond #6331583 in the amount of \$47,040.00 for Lansing Cove Drive and Caldbeck Lane Extension Cambridge Falls Street Dedication, Precinct 2.**
- V. Approve release of bond #693F358-8 in the amount of \$86,000.00 for Longpoint Subdivision, Precinct 2.**
- W. Approve plat for the roads within Grand Mission Estates, Section 9, Precinct 3.**
- X. Approve plat for the lots within Grand Mission Estates, Section 9, Precinct 3.**
- Y. Approve plat for the roads within Grand Mission Estates, Section 10, Precinct 3.**
- Z. Approve plat for the lots within Grand Mission Estates, Section 10, Precinct 3.**
- AA. Approve the plat for Grand Mission Regional Detention Basin, Precinct 4.**
- BB. Approve plat for the roads within Cinco Ranch Southwest, Section 68, Precinct 3.**

**Item 12 continued - Engineering:**

- CC.** Approve plat for the lots within Cinco Ranch Southwest, Section 68, Precinct 3.
- DD.** Approve plat for the roads within Aliana, Section 18, Precinct 4.
- EE.** Approve plat for the lots within Aliana, Section 18, Precinct 4.
- FF.** Approve plat for the roads within Aliana, Section 20, Precinct 4.
- GG.** Approve plat for the lots within Aliana, Section 20, Precinct 4.
- HH.** Approve the plat for Lakemont Pointe Drive, Precinct 3.
- II.** Approve plat for the roads within Lakemont Lake Bend, Section 2, Precinct 3.
- JJ.** Approve plat for the lots within Lakemont Lake Bend, Section 2, Precinct 3.
- KK.** Approve plat for the roads within Shadow Glen at Riverstone, Section 3, Phase 2, Precinct 4.
- LL.** Approve plat for the lots within Shadow Glen at Riverstone, Section 3, Phase 2, Pct 4.
- MM.** Approve plat for the roads within Orchard at Riverstone, Section 3, Precinct 4.
- NN.** Approve plat for the lots within Orchard at Riverstone, Section 3, Phase 4, Precinct 4.
- OO.** Approve the plat for Long Meadow Farms Commercial Reserve Section 1 Partial Replat No. 1, Precinct 4.
- PP.** Approve the plat for Sienna Ranch Road North - Phase 5 Street Dedication, Precinct 2.
- QQ.** Approve the plat for Sienna Ranch North - Phase 6 Street Dedication, Precinct 2.
- RR.** Approve the plat for West Firethorne Road, Section 1, Street Dedication, Precinct 3.
- SS.** Approve the plat for West Firethorne Road, Section 3, Street Dedication, Precinct 3.
- TT.** Approve the plat for West Firethorne Road, Section 4, Street Dedication, Precinct 3.
- UU.** Accept the Special Warranty Deed from New Teal Run, Ltd. a Texas Limited Partnership, conveying a 0.54 acre parcel to Fort Bend County to allow for the future connection of Windsome Drive to West Sycamore, (Teal Run, Section 10), Precinct 1.
  - 1.** Accept the streets in Teal Run, Section 10: Beasley Court 380.00 LF; Park Breeze Drive 1,402.00 LF; Reams Lane 546.00 LF; Hunter Green Lane 904.00 LF; Park Breeze Court 457.00 LF; Peacham Court 906.00 LF; Peacham Lane 135.00 LF; Noble Glen Drive 1,086.00 LF; and Windsome Drive 255.00 LF; for a total of 6,071.00 LF; and release bond # 929103812 in the amount of \$287,258.50, Precinct 1.

**Item 12UU continued - Engineering:**

2. **Set public hearing for acceptance of the traffic control plan for Teal Run, Section 10, Precinct 1. (Tuesday, September 25, 2012, at 1:00 p.m.)**

**VV. Set public hearing for acceptance of the revised traffic control plans for Cinco Ranch South Lake Village, Section 4, Precinct 4. (Tuesday, September 25, 2012, at 1:00 p.m.)**

**WW. Set public hearing for acceptance of the revised traffic control plans for Hidden Lakes Estates, Precinct 3. (Tuesday, September 25, 2012, at 1:00 p.m.)**

**XX. Set public hearing for acceptance of the traffic control plan regarding Greenbusch Road, Mobility Bond Project #732, (changed to Westheimer Parkway), from Falcon Landing Boulevard to Pin Oak Road, Precinct 3. (Tuesday, Sept. 25, 2012, at 1:00 p.m.)**

**YY. Set public hearing for LNB Sugar Land Replat No. 1, Precinct 4. (Tuesday, October 2, 2012, at 1:00 p.m.)**

**13. FACILITIES MANAGEMENT & PLANNING:**

**Approve payment of Invoice No. 2 in the amount of \$2,543.78 to Bailey Architects for architectural services regarding the Library Administration Building Renovation. (Fund: Capital Improvement Project)**

**14. HUMAN RESOURCES:**

**Approve request for withdrawal of 48 hours from the Shared Sick Leave Pool for Employee of Road & Bridge, Position #6111-0098.**

**15. LIBRARY:**

**Approve Agreement between Fort Bend County and Coin Copiers for use of thirty-six (36) copiers and a networked bar code scanner system at the Fort Bend County Libraries effective October 1, 2012 through September 30, 2015.**

**16. MENTAL HEALTH PUBLIC DEFENDER:**

**A. Ratify the Voluntary De-Obligation of FY2012 funds by Fort Bend County in the amount of \$30,000 to the Texas Indigent Defense Commission, as recommended by the Mental Health Public Defender Advisory Board.**

**B. Approve the Modified Statement of Grant Award in the amount of \$146,741 from the Texas Indigent Defense Commission for the Fort Bend County Mental Health Defender Program for the period of October 1, 2012 through September 30, 2013, with a cash match by Fort Bend County of \$403,538. (Fund: FY13 Mental Health Public Defender)**

**17. OFFICE OF EMERGENCY MANAGEMENT:**

**Approve update to Annex O, Human Services, of the Fort Bend County Emergency Operations Plan.**

**18. PURCHASING:**

- A. Authorize advertising for bids for construction of Falcon Landing Blvd., from Spring Green to Gaston Road, Gaston Road from Falcon Landing Blvd. to 3,600 linear feet north of Falcon Landing Blvd., and Greenbusch Road from Gaston Road to 3,100 linear feet east of Gaston Road, Mobility Bond Project #703.**
- B. Approve renewals with the following benefit vendors for 2013 services at no increase in rates or administrative fees: Boon Chapman; Health First TPA (MM Solutions); CompBenefits - Vision; CompBenefits - Dental; Maxor Plus; Unum - Long Term Care; Unum - Long Term Disability; and Unum - Voluntary Life/AD&D.**

**19. RISK MANAGEMENT:**

**Approve letter of exemption to the Health Insurance Portability and Accountability Act (HIPAA) of 1996 for Plan Year 2013.**

**20. ROAD & BRIDGE:**

- A. Approve payment of Invoice No. 87630-3 in the amount of \$71,083.76 to Statewide Traffic Signal Company for traffic signal construction at the intersection of Fry Road and Gaston. (Fund: Road & Bridge, Traffic Signals)**
- B. Approve payment of Invoice No. 22260 in the amount of \$389.22 to Terra Associates, Inc. for traffic signal design at the intersection of West Airport Blvd. and Old Richmond Road. (Fund: Road & Bridge, Traffic Signals)**
- C. Approve payment of Invoice No. 20121182 in the amount of \$1,463.17 to Tedsi Infrastructure Group for traffic signal design at the intersection of Westheimer Parkway and Greenbusch Road/Saddle Spur. (Fund: Road & Bridge, Traffic Signals)**

**21. TAX ASSESSOR/COLLECTOR:**

- A. Record into Minutes Submission of 2012 Tax Year Appraisal Roll and New Property Value for the Fort Bend County General Fund.**
- B. Record into Minutes Certification of 2012 Tax Year Anticipated Collection Rate for Fort Bend County General Fund.**
- C. Record into Minutes the Summary Monthly Report of Property Taxes collected in July, 2012 as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.**
- D. Approve Amendments to Interlocal Cooperation Agreements for the Collection of Taxes between Fort Bend County and the following entities effective through June 30, 2013: Stafford Municipal School District, Wharton County Junior College, Fort Bend County Fresh Water Supply District No. 2.**

**22. TREASURER:**

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

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Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 6-22 with corrections to 10B9 - no agenda item and 10B11 - amount of \$9,959, form dated August 28, 2012.

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

**23. COUNTY JUDGE:**

- A. Take all appropriate action on payment of Invoice Transmittal in the amount of \$2,000.00 to Hicks-Richardson Associates for professional services regarding Urbanized Area Formula Funding Program priorities provided during the months of June and July, 2012, without a purchase order. (Fund: Non-Departmental, Fees)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve payment of Invoice Transmittal in the amount of \$2,000.00 to Hicks-Richardson Associates for professional services regarding Urbanized Area Formula Funding Program priorities provided during the months of June and July, 2012, without a purchase order. (Fund: Non-Departmental, Fees)

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

**Item 23 continued - County Judge:**

- B. Take all appropriate action to delegate Commissioners Court authority to the County Engineer for the installation of traffic regulation devices on county roads, pursuant to Transportation Code 251.159.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to delegate Commissioners Court authority to the County Engineer for the installation of traffic regulation devices on county roads, pursuant to Transportation Code 251.159.

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

- C. Take all appropriate action on Resolution Approving the Issuance of HFDC of Central Texas, Inc. Revenue Bonds (Lutheran Social Services of the South, Inc. Obligated Group Project), Series 2012, for its Krause Children's Treatment Center in Katy, pursuant to Section 147(f) of the Internal Revenue Code.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Resolution Approving the Issuance of HFDC of Central Texas, Inc. Revenue Bonds (Lutheran Social Services of the South, Inc. Obligated Group Project), Series 2012, for its Krause Children's Treatment Center in Katy, pursuant to Section 147(f) of the Internal Revenue Code.

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

**24. COMMISSIONER, PCT. 1:**

- A. Take all appropriate action on Joint Agreement in the Interest of Public Safety between Fort Bend County, Texas Department of Transportation, and the Kansas City Southern Railway Company concerning construction of a roadway connecting Hilltop Road to crossing DOT# 927027X in Kendleton, Texas, Precinct 1.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Joint Agreement in the Interest of Public Safety between Fort Bend County, Texas Department of Transportation, and the Kansas City Southern Railway Company concerning construction of a roadway connecting Hilltop Road to crossing DOT# 927027X in Kendleton, Texas, Precinct 1.

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

Commissioner Morrison thanked Kansas City Southern Railway Co. for donating materials for the roadway.

- B. Take all appropriate action on request by James and Jan Elliott to waive penalty and interest totaling \$464.68 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 approve request by James and Jan Elliott to waive penalty and interest totaling \$464.68 on property taxes for tax year 2011, Precinct 1.

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

**25. COMMISSIONER, PCT. 2:**

- A. Authorize any and all action necessary to cease the creation of a County Assistance District within the boundaries of Precinct 2 and the extraterritorial jurisdiction of the City of Houston in the Mission Bend Area.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to authorize the County Judge to notify the City of Houston that Fort Bend County will cease the creation of a County Assistance District within the boundaries of Precinct 2 and the extraterritorial jurisdiction of the City of Houston in the Mission Bend Area at this time.

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

- B. Take all appropriate action on the Interlocal Agreement between Fort Bend County and the University of Texas at Austin in an amount not-to-exceed \$94,945 to develop a plan to address the Fifth Street area, Precinct 2. (Fund: Non-Departmental, Fees & Services)**

Moved by Commissioner Prestage Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve the Interlocal Agreement between Fort Bend County and the University of Texas at Austin in an amount not-to-exceed \$94,945 to develop a plan to address the Fifth Street area, Precinct 2. (Fund: Non-Departmental, Fees & Services)

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

Note: This project will cover three budget years and 66% will be reimbursed by Community Development Block Grant Funds.

**26. COMMISSIONER, PCT. 4:**

**Take all appropriate action on Resolution and Order to abandon right of way designated as Lot 18 and Lot 35, Robinson Landing Section One, Partial Replat No. 2, in Fort Bend County, Pct. 4.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Resolution and Order to abandon right of way designated as Lot 18 and Lot 35, Robinson Landing Section One, Partial Replat No. 2, in Fort Bend County, Pct. 4.

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

**27. CHILD SUPPORT:**

**Take all appropriate action on Cooperative Agreement between the State of Texas Office of Attorney General and Fort Bend County, Contract No. 13-C0030, to renew services for the State Case Registry and Local Customer Service, effective September 1, 2012 through August 31, 2014, as approved by the Fort Bend County Board of Judges.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Cooperative Agreement between the State of Texas Office of Attorney General and Fort Bend County, Contract No. 13-C0030, to renew services for the State Case Registry and Local Customer Service, effective September 1, 2012 through August 31, 2014, as approved by the Fort Bend County Board of Judges.

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

**28. CONSTABLE, PCT. 1**

**Take all appropriate action on payment by Invoice Transmittal in the amount of \$850.00 to Chase Electronics for repairs to radar units provided without a purchase order. (Fund: Constable, Pct. 1, Law Enforcement Agreements with Teal Run and Greatwood)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve payment by Invoice Transmittal in the amount of \$850.00 to Chase Electronics for repairs to radar units provided without a purchase order. (Fund: Constable, Pct. 1, Law Enforcement Agreements with Teal Run and Greatwood)

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

**29. COUNTY COURT AT LAW NO. 2:**

**Take all appropriate action to authorize reimbursement in the amount of \$235.00 to Judge Jeffrey McMeans for dues paid to State of Texas without a purchase order. (Fund: County Court at Law No. 2, Fees)**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to authorize reimbursement in the amount of \$235.00 to Judge Jeffrey McMeans for dues paid to State of Texas without a purchase order. (Fund: County Court at Law No. 2, Fees)

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

**30. 240th DISTRICT COURT:**

**Take all appropriate action on request to transfer the amount of \$3,200 from Non-Departmental Contingency into 240th District Court, Office Supplies, to allocate funds for remaining invoices due Thompson West for the law book subscription for FY2012.**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$3,200 from Non-Departmental Contingency into 240th District Court, Office Supplies, to allocate funds for remaining invoices due Thompson West for the law book subscription for FY2012.

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

**31. 400th DISTRICT COURT:**

**Take all appropriate action on request to transfer the amount of \$720 from Non-Departmental Contingency into 400th District Court, Temporary/Part-Time to allocate funds for assistance while court coordinator is out of the office.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$720 from Non-Departmental Contingency into 400th District Court, Temporary/Part-Time to allocate funds for assistance while court coordinator is out of the office.

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

**32. ELECTIONS ADMINISTRATION:**

**Take all appropriate action on the appointment of Election Judges and Alternate Judges for a two year term ending July 31, 2014, as submitted by the chairmen of the Republican and Democratic Parties.**

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the appointment of Election Judges and Alternate Judges for a two year term ending July 31, 2014, as submitted by the chairmen of the Republican and Democratic Parties.

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

**33. ENGINEERING:**

- A. Take all appropriate action on the Professional Engineering Services Agreement between Fort Bend County and Costello, Inc. Engineering & Surveying, in an amount not-to-exceed \$187,561 for improvements to Mason Road, Phase III, Mobility Bond Project No. 735. (Fund: 2007 Mobility Bonds)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve the Professional Engineering Services Agreement between Fort Bend County and Costello, Inc. Engineering & Surveying, in an amount not-to-exceed \$187,561 for improvements to Mason Road, Phase III, Mobility Bond Project No. 735, Precinct 4. (Fund: 2007 Mobility Bonds)

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

**Item 33 continued - Engineering:**

- B. Take all appropriate action on the request from Kansas City Southern and CenterPoint Properties for the re-alignment of West Tavener Road near the CenterPoint Intermodal Center to Doris Road at US 59 on the Major Thoroughfare Plan, Precinct 1.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve request from Kansas City Southern and CenterPoint Properties for the re-alignment of West Tavener Road near the CenterPoint Intermodal Center to Doris Road at US 59 on the Major Thoroughfare Plan, Pct 1.

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

- C. 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 Aliana, Section 15, Replat No. 3 and Extension, on behalf of Aliana Development Company, Precinct 4.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

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 Aliana, Section 15, Replat No. 3 and Extension, on behalf of Aliana Development Company, Precinct 4.

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

- D. Take all appropriate action on the plat for Aliana, Section 15, Replat No. 3 and Extension, Precinct 4.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve the plat for Aliana, Section 15, Replat No. 3 and Extension, Precinct 4.

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

**34. FIRE MARSHAL:**

**Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$200.00 to Pyrotex Systems, Inc. for reimbursement of fire alarm inspection services performed for Willowfork Fire Station No. 2. (Fund: Fire Marshal, Professional Services)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$200.00 to Pyrotex Systems, Inc. for reimbursement of fire alarm inspection services performed for Willowfork Fire Station No. 2. (Fund: Fire Marshal, Professional Services)

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

**35. 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 Board meeting held on August 15, 2012, and recommends that Commissioners Court take all appropriate action on:**

**A. The Order by Fort Bend Grand Parkway Toll Road Authority Adopting Procedures for Post-Issuance Compliance;**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the Order by Fort Bend Grand Parkway Toll Road Authority Adopting Procedures for Post-Issuance Compliance.

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

**Item 35 continued - Fort Bend Grand Parkway Toll Road Authority:**

- B. Contract between Fort Bend Grand Parkway Toll Road Authority (GPTRA) and Williams Brothers Construction Company (Williams Brothers) for construction of Sections 2 and 3, New Territory Blvd. and US 90A/FM 1464 overpasses, of the Grand Parkway Segment D Project in the amount of \$33,973,716.27, including the alternate items for the construction of Union Pacific Railroad's (UPRR) minimum scope railroad bridge, and authorize the officers of the GPTRA to execute any related and necessary agreements with UPRR, all conditioned upon the criteria set forth by the GPTRA regarding this portion of the project;**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve contract between Fort Bend Grand Parkway Toll Road Authority (GPTRA) and Williams Brothers Construction Company (Williams Brothers) for construction of Sections 2 and 3, New Territory Blvd. and US 90A/FM 1464 overpasses, of the Grand Parkway Segment D Project in the amount of \$33,973,716.27, including the alternate items for the construction of Union Pacific Railroad's (UPRR) minimum scope railroad bridge, and authorize the officers of the GPTRA to execute any related and necessary agreements with UPRR, all conditioned upon the criteria set forth by the GPTRA regarding this portion of the project.

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

- C. Contract between Fort Bend Grand Parkway Toll Road Authority and Williams Brothers Construction Company for construction of Sections 9 and 10, Bellaire Blvd. and Westpark Tollway and FM 1093 overpasses, of Segment D in the amount of \$19,104,707.63, subject to satisfactory payment and performance bonds from Williams Brothers for the construction contract;**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve contract between Fort Bend Grand Parkway Toll Road Authority and Williams Brothers Construction Company for construction of Sections 9 and 10, Bellaire Blvd. and Westpark Tollway and FM 1093 overpasses, of Segment D in the amount of \$19,104,707.63, subject to satisfactory payment and performance bonds from Williams Brothers for the construction contract.

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

**Item 35 continued - Fort Bend Grand Parkway Toll Road Authority:**

- D. Supplemental Agreement No. 1 between Fort Bend Grand Parkway Toll Road Authority and Reynolds, Smith and Hills, Inc. for toll system integration contract services in the amount of \$31,112.24;**
- E. Supplemental Agreement No. 2 between Fort Bend Grand Parkway Toll Road Authority and Reynolds, Smith and Hills, Inc. for development of Request for Qualifications document for violation processing procurement in the amount of \$94,053.23;**
- F. Supplemental Agreement No. 3 between Fort Bend Grand Parkway Toll Road Authority and HDR Engineering, Inc. for on-call construction phase services for Section 2 of Segment D in the amount of \$10,000.00;**
- G. Supplemental Agreement No. 2 between Fort Bend Grand Parkway Toll Road Authority and LJA Engineering and Surveying, Inc. for on-call construction phase services for Section 3 of Segment D in the amount of \$10,000.00;**
- H. Supplemental Agreement No. 3 between Fort Bend Grand Parkway Toll Road Authority and Huitt-Zollars, Inc. for on-call construction phase services for Section 5 of Segment D in the amount of \$10,000.00;**
- I. Supplemental Agreement No. 2 between Fort Bend Grand Parkway Toll Road Authority and Landtech Consultants, Inc. for on-call construction phase services for Section 6 of Segment D in the amount of \$10,000.00;**
- J. Supplemental Agreement No. 2 between Fort Bend Grand Parkway Toll Road Authority and S&B Infrastructure, Ltd. for on-call construction phase services for Section 7 of Segment D in the amount of \$10,000.00;**
- K. Supplemental Agreement No. 3 between Fort Bend Grand Parkway Toll Road Authority and Edminster, Hinshaw, Russ and Associates, Inc. for on-call design services for Section 8 of Segment D in the amount of \$5,000.00;**
- L. Supplemental Agreement No. 2 between Fort Bend Grand Parkway Toll Road Authority and Nathelyne A. Kennedy & Associates for on-call construction phase services for Section 9 of Segment D in the amount of \$10,000.00;**
- M. Supplemental Agreement No. 4 between Fort Bend Grand Parkway Toll Road Authority and Aguirre & Fields, LP for on-call construction phase services for Section 10 of Segment D in the amount of \$10,000.00;**
- N. Supplemental Agreement No. 2 between Fort Bend Grand Parkway Toll Road Authority and Traffic Engineers, Inc. for on-call construction phase services for pavement markings for Segment D in the amount of \$10,000.00;**
- O. Supplemental Agreement No. 4 between Fort Bend Grand Parkway Toll Road Authority and TEDSI Infrastructure Group, Inc. for on-call construction phase services for signing and lighting for Segment D in the amount of \$10,000.00;**

**Item 35 continued - Fort Bend Grand Parkway Toll Road Authority:**

- P. Engineering Services Agreement between Fort Bend Grand Parkway Toll Road Authority and Aviles Engineering Corporation for construction materials testing and inspection services for Segment D in the amount of \$200,000.00;**
- Q. Engineering Services Agreement between Fort Bend Grand Parkway Toll Road Authority and Geotest Engineering, Inc. for construction materials testing and inspection services for Segment D in the amount of \$200,000.00;**
- R. Engineering Services Agreement between Fort Bend Grand Parkway Toll Road Authority and QC Laboratories, Inc. for construction materials testing and inspection services for Segment D in the amount of \$200,000.00;**
- S. Engineering Services Agreement between Fort Bend Grand Parkway Toll Road Authority and SES Horizon Consulting Engineers, Inc. for construction inspection services for Segment D in the amount of \$250,000.00;**
- T. Engineering Services Agreement between Fort Bend Grand Parkway Toll Road Authority and FCM Engineers, PC for construction inspection services for Segment D in the amount of \$250,000.00;**
- U. Supplemental Agreement No. 1 between Fort Bend Grand Parkway Toll Road Authority and Raba-Kistner Infrastructure, Inc. for construction inspection services for Segment D in the amount of \$100,000.00;**
- V. Supplemental Agreement No. 3 between Fort Bend Grand Parkway Toll Road Authority and Brown & Gay Engineers, Inc. for construction management and inspection services for Segment D in the amount of \$500,000.00;**
- W. Supplemental Agreement No. 5 between Fort Bend Grand Parkway Toll Road Authority and TEDSI Infrastructure Group, Inc. for traffic signal timing analysis for Segment D in the amount of \$18,156.77.**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve agenda items 35 D-W.

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

Mike Stone with the Toll Road Authority gave an update on the projects and anticipates completion by the end of 2013.

**36. HEALTH & HUMAN SERVICES/ENVIRONMENTAL HEALTH AND FIRE MARSHAL:**

**Take all appropriate action on the Interlocal Agreement between Fort Bend County and the City of Sugar Land to allow the City of Sugar Land to be the sole enforcement authority within the City's annexed land in the Greatwood Subdivision pertaining to fire and building regulations, excluding single family residential buildings and duplexes.**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve the Interlocal Agreement between Fort Bend County and the City of Sugar Land to allow the City of Sugar Land to be the sole enforcement authority within the City's annexed land in the Greatwood Subdivision pertaining to fire and building regulations, excluding single family residential buildings and duplexes.

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

**37. HUMAN RESOURCES:**

**Take all appropriate action to authorize the County Judge to execute Fort Bend County's Texas County & District Retirement System (TCDRS) Plan Authorization for the Plan Year 2013 and consider action on the following items: changes in the plan provisions for non-retirees; Cost of Living Adjustment (COLA) for retirees; and payment of a rate greater than the TCERS required rate.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and carried (4-1), it is ordered to authorize the County Judge to execute Fort Bend County's Texas County & District Retirement System (TCERS) Plan Authorization for the Plan Year 2013 and approve the following items: no changes in the plan provisions for non-retirees; no Cost of Living Adjustment (COLA) for retirees; and pay the total required employer contribution rate of 11.55%.

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

**38. INFORMATION TECHNOLOGY:**

**Take all appropriate action on request to transfer the amount of \$1,230 from Information Technology, Capital Acquisitions, into Constable, Precinct 1, Information Technology to allocate funds for the purchase of four computers.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$1,230 from Information Technology, Capital Acquisitions, into Constable, Precinct 1, Information Technology to allocate funds for the purchase of four computers.

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

**39. PUBLIC TRANSPORTATION:**

**Take all appropriate action on Interlocal Agreement between Fort Bend County and City of Kendleton for use of the Park & Ride site located at 13602 Willie Melton Boulevard in Kendleton.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Interlocal Agreement between Fort Bend County and City of Kendleton for use of the Park & Ride site located at 13602 Willie Melton Boulevard in Kendleton.

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

**40. PURCHASING:**

- A. Take all appropriate action on Agreement between Fort Bend County and Homeland Preparedness Project pursuant to SOQ #07-038 for an amount not to exceed \$81,000. (Fund: Health & Human Services Grant)**

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 Homeland Preparedness Project pursuant to SOQ #07-038 for an amount not to exceed \$81,000. (Fund: Health & Human Services Grant)

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

- B. Take all appropriate action to authorize the purchase of auto repair parts from Davis Auto Bros-Carquest for various County departments utilizing US Communities Agreement ITB-269-2001-169 through September 2012.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of auto repair parts from Davis Auto Bros-Carquest for various County departments utilizing US Communities Agreement ITB-269-2001-169 through September 2012.

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

- C. Take all appropriate action on request to exercise the 30-day cancellation clause on Bid 11-067 for Equipment Filters.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to exercise the 30-day cancellation clause on Bid 11-067 for Equipment Filters with Davis Bros Auto Supply.

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

**Item 40 continued - Purchasing:**

- D. Take all appropriate action on Bid 12-060 for the Construction of Mason Road from FM 359 to north of Skinner Lane, Mobility Bond Project #735.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to award Bid 12-060 for the Construction of Mason Road from FM 359 to north of Skinner Lane, Mobility Bond Project #735 to Allgood Construction for \$5,845,837.21 with 400 days completion time.

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

- E. Take all appropriate action to authorize the purchase of HVAC repair parts from Johnson Supply, for Facilities, utilizing TXMAS Agreement 12-56040 for an amount not to exceed \$66,911. (Fund: Facilities)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of HVAC repair parts from Johnson Supply, for Facilities, utilizing TXMAS Agreement 12-56040 for an amount not to exceed \$66,911. (Fund: Facilities)

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

- F. Take all appropriate action on request to increase Purchase Order 91809 to NWN Corporation in the amount of \$851.76. (Fund: Information Technology)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to increase Purchase Order 91809 to NWN Corporation in the amount of \$851.76. (Fund: Information Technology)

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

**Item 40 continued - Purchasing:**

- G. Take all appropriate action on request to modify the Purchase Order to Premium Foods for the Sheriff's Office, in an amount not to exceed \$10,000.00; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff, Detention)**

Moved by Commissioner Patterson Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to modify the Purchase Order to Premium Foods for the Sheriff's Office, in an amount not to exceed \$10,000.00; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff, Detention)

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

- H. Take all appropriate action on request to purchase computer equipment from Dell for the Sheriff's Office, in an amount not to exceed \$7,097.01; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff, Enforcement)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to purchase computer equipment from Dell for the Sheriff's Office, in an amount not to exceed \$7,097.01; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff, Enforcement)

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

**41. RISK MANAGEMENT:**

**Take all appropriate action on Amendment III to the Cafeteria Plan, Premium Reduction Option Plus for Health Flexible Spending Accounts, modifying the maximum annual reimbursement amount an employee may elect for any Plan Year to \$2,500 effective January 1, 2013.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Amendment III to the Cafeteria Plan, Premium Reduction Option Plus for Health Flexible Spending Accounts, modifying the maximum annual reimbursement amount an employee may elect for any Plan Year to \$2,500 effective January 1, 2013.

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

**42. SHERIFF'S OFFICE:**

- A. Take all appropriate action on Interlocal Agreement between Fort Bend County and City of Houston to work with the City on the Automobile Burglary Theft Prevention Authority Fund Grant Program, for which the City will reimburse fifty percent (50%) of the County Investigator expenses effective September 1, 2012 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 Agreement between Fort Bend County and City of Houston to work with the City on the Automobile Burglary Theft Prevention Authority Fund Grant Program, for which the City will reimburse fifty percent (50%) of the County Investigator expenses effective September 1, 2012 through August 31, 2013.

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

**Item 42 continued - Sheriff's Office:**

- B. Approve renewal of Motorcycle Lease Agreements between Fort Bend County and the following Officers effective October 1, 2012 through September 30, 2013: Brett Frankie, Victor Garcia, Rodolf "Rudy" Hernandez, Joe Lancaster, David Mejorado, Reid Rader, Roger Thurman and Jesse Zamaripa. (Fund: Sheriff, Enforcement Operating, Salaries)**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve renewal of Motorcycle Lease Agreements between Fort Bend County and the following Officers effective October 1, 2012 through September 30, 2013: Brett Frankie, Victor Garcia, Rodolf "Rudy" Hernandez, Joe Lancaster, David Mejorado, Reid Rader, Roger Thurman and Jesse Zamaripa. (Fund: Sheriff, Enforcement Operating, Salaries)

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

- C. Take all appropriate action on First Amendment to Interlocal Agreement for Use of Public Safety Radio System between Fort Bend County and Harris County.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve First Amendment to Interlocal Agreement for Use of Public Safety Radio System between Fort Bend County and Harris County.

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

**Item 42 continued - Sheriff's Office:**

- D. Take all appropriate action on Interlocal Cooperation Contract from the Texas Comptroller of Public Accounts to receive funds in the amount of \$49,875 to assist in the enforcement of Health & Safety laws regarding the sale of tobacco to minors for the period of September 1, 2012 through August 31, 2013, with no cash match required by the County.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Interlocal Cooperation Contract from the Texas Comptroller of Public Accounts to receive funds in the amount of \$49,875 to assist in the enforcement of Health & Safety laws regarding the sale of tobacco to minors for the period of September 1, 2012 through August 31, 2013, with no cash match required by the County.

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

- E. Take all appropriate action on continuation by Fort Bend County in the Texas Statewide Automated Victim Notification (VINE - Victim Information & Notification Everyday) Service (SAVNS), and ratify approval of Grant Contract No. 1336718 between the Office of the Attorney General and Fort Bend County effective September 1, 2012 through August 31, 2013, with no cash match required by Fort Bend County.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve continuation by Fort Bend County in the Texas Statewide Automated Victim Notification (VINE - Victim Information & Notification Everyday) Service (SAVNS), and ratify approval of Grant Contract No. 1336718 between the Office of the Attorney General and Fort Bend County effective September 1, 2012 through 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

**Item 42 continued - Sheriff's Office:**

- F. Take all appropriate action on the Service Agreement between Fort Bend County and Appriss in the amount of \$25,016 to continue maintenance for the Victim Notification program for the term of September 1, 2012 through August 31, 2013, with no cash match required by Fort Bend County. (Fund: VINE Grant)**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve the Service Agreement between Fort Bend County and Appriss in the amount of \$25,016 to continue maintenance for the Victim Notification program for the term of September 1, 2012 through August 31, 2013, with no cash match required by Fort Bend County. (Fund: VINE Grant)

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

- 43. Approve Bills pursuant to Section 130.908 of the Texas Local Government Code.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve bills pursuant to Section 130.908 of the Texas Local Government Code.

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

- 44. 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 \$6,029,341.92.

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

**45. Ratify the release of time-sensitive bills by Auditor on August 23, 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 August 23, 2012 in the amount of \$140,130.18.

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

**Recess:**

Recessed at 1:52 p.m.

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

- A. § 551.071. Consultation With Attorney. Commissioners Court will meet in Closed Session to seek the advice of its attorney about pending or contemplated litigation; a settlement offer; or on a matter in which the duty of the attorney to Commissioners Court under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Texas Government Code Chapter 551.**
- 1. Cause No. 10-DCV-182627; Gilbert Alanis vs Fort Bend County, Texas, Milton Wright, in his capacity as Sheriff of Fort Bend County, Texas, et al.; In the 240th Judicial District Court of Fort Bend County, Texas.**
  - 2. Cause No. 12-DCV-198588; Rebecca Tate, Betty Riojas and Sal Gomez, Individually and as Representatives of the Estate of San Juanita Hidalgo vs. Fort Bend County Sheriff's Department; in the 240th Judicial District Court of Fort Bend County, Texas (Cause No. 2012-13119 in the 333rd Judicial District Court of Harris County, Texas).**
- 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 - Fire Marshal.**

**Closed Session:**

Convened at 2:10 p.m.  
Adjourned at 2:40 p.m.

**Reconvene:**

Reconvened at 2:42 p.m.

August 28, 2012

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

**A. § 551.071. Consultation With Attorney.**

- 1. Cause No. 10-DCV-182627; Gilbert Alanis vs Fort Bend County, Texas, Milton Wright, in his capacity as Sheriff of Fort Bend County, Texas, et al.; In the 240th Judicial District Court of Fort Bend County, Texas.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to incur litigation expenses in an amount not to exceed \$5,000.00 for Cause No. 10-DCV-182627; Gilbert Alanis vs Fort Bend County, Texas, Milton Wright, in his capacity as Sheriff of Fort Bend County, Texas, et al.; In the 240th Judicial District Court of Fort Bend County, Texas.

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

- 2. Cause No. 12-DCV-198588; Rebecca Tate, Betty Riojas and Sal Gomez, Individually and as Representatives of the Estate of San Juanita Hidalgo vs. Fort Bend County Sheriff's Department; in the 240th Judicial District Court of Fort Bend County, Texas (Cause No. 2012-13119 in the 333rd Judicial District Court of Harris County, Texas).**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to negotiate the complete terms and provisions for the full and final settlement of Cause No. 12-DCV-198588; Rebecca Tate, Betty Riojas and Sal Gomez, Individually and as Representatives of the Estate of San Juanita Hidalgo vs. Fort Bend County Sheriff's Department; in the 240th Judicial District Court of Fort Bend County, Texas and authorize the County Judge to execute and deliver the Settlement Agreement recommended for approval by the County Attorney and to approve such terms and provisions for the full and final settlement of all claims.

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

**B. § 551.074. Personnel Matters.**

**Annual Evaluation - Fire Marshal.**

Annual review conducted.

**48. Adjournment.**

Commissioners Court adjourned at 2:44 p.m. on Tuesday, August 28, 2012.

August 28, 2012

**DRAINAGE DISTRICT BOARD MINUTES**

BE IT REMEMBERED, That on this 28th DAY of AUGUST, 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. Conduct Public Hearing on the proposal to increase the 2012 Tax Rate for Fort Bend County Drainage District.**

Public hearing held. No public comments.

**3. Accept Monthly Report for June 2012.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to accept Monthly Report for June 2012.

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

**4. Record into Minutes Submission of 2012 Tax Year Appraisal Roll and New Property Value for the Fort Bend County Drainage District.**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to record into Minutes Submission of 2012 Tax Year Appraisal Roll and New Property Value for the Fort Bend County Drainage District.

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

**5. Record into Minutes Certification of 2012 Tax Year Anticipated Collection Rate for Fort Bend County Drainage District.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to record into Minutes Certification of 2012 Tax Year Anticipated Collection Rate for Fort Bend County Drainage District.

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

**6. Adjournment.**

The Drainage District Board adjourned at 1:07 p.m. on Tuesday, August 28, 2012.