

September 11, 2012

**NOTICE OF MEETING  
FORT BEND COUNTY COMMISSIONERS COURT  
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS  
TUESDAY, SEPTEMBER 11, 2012  
1:00 P.M.**

**AGENDA**

1. Call to Order.
2. Invocation and Pledge of Allegiance by Commissioner Prestage.
3. Approve minutes of regular meeting held on September 4, 2012.
4. Public Comments regarding the Agenda and Announcements.
5. PUBLIC HEARINGS: 1:00 p.m.
  - A. Conduct Public Hearing on the Proposed FY 2013 Budget for Fort Bend County, pursuant to Texas Local Government Code § 111.067.
  - B. Conduct Public Hearings and take all appropriate action on the following matters:
    1. Approval of replat: Avalon at Pine Mill, Section 1, being a partial replat of unrestricted Reserve "A" of Katy ISD High School, No. 7, Precinct 3.
    2. Approval of replat: Grand Corner Reserves, Partial Replat No. 2, Precinct 3.
    3. Approval of replat: Felro Subdivision, being a partial replat of Magnolia Place, Pct. 1

**CONSENT AGENDA ITEMS 6 - 15:**

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

**Sheriff's Office : Ratify travel by T. Oxley and J. Harris to Live Oak, Florida, September 11-12, 2012, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Forfeited Assets, Travel)**

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7. **COMMISSIONER, PCT. 1:**

**Approve renewal of Agreement Between Fort Bend County and FBC Heritage Unlimited Museum in an amount not to exceed \$12, 500 for FY2013. (Fund: Non-Departmental Fees)**

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

A. **District Clerk : Approve transfer in the amount of \$675 from Office Supplies into Information Technology to allocate funds into correct account for replacement of printer.**

B. **Road & Bridge : Approve transfer in the amount of \$347,430 from Road & Bridge, Contingency, into Fuel Account to allocate additional funds for fuel through September 30, 2012.**

9. **DISTRICT ATTORNEY:**

**Accept Grant Award #1364513 from the Office of the Governor, Criminal Justice Division in the amount of \$73,198 for the Victim Witness Staff Expansion, with a cash match by Fort Bend County in the amount of \$43,533 for a total of \$116,731 for the term of September 1, 2012 through August 31, 2013. (Fund: District Attorney)**

10. **ENGINEERING:**

A. **Approve payment of Invoice No. 4078 in the amount of \$18,161.25 to Property Acquisition Services, Inc. (PAS) regarding various right of way acquisition services within Precincts 1, 2, 3, and 4. (Fund: Right of Way)**

B. **Approve payment of Invoice No. 1207-40 in the amount of \$6,057.50 to JNS Engineers, Inc. regarding Falcon Landing Katy-Gaston Roadway Improvements (from Willowfork Bayou Bridge to Spring Green and Katy Gaston), Mobility Bond Project #703, Precinct 3. (Fund: 2007 Mobility Bonds)**

C. **Approve payment of Invoice No. 12-07-004 in the amount of \$51,095.00 to Kelly R. Kaluza, Inc. regarding the expansion of Golfview Drive, Mobility Bond Project #709, Precinct 1. (Fund: 2007 Mobility Bonds)**

D. **Approve payment of Invoice No. 12-07-005 in the amount of \$ 4,351.00 to Kelly R. Kaluza & Associates, Inc. regarding the expansion of Golfview Drive, Mobility Bond Project #709, Precinct 1. (Fund: 2007 Mobility Bonds)**

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- E. **Approve payment of Invoice No. 12-08-007 in the amount of \$6,645.00 to Kelly R. Kaluza & Associates, Inc. regarding improvements to Harlem Road, Mobility Bond Project #726, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)**
  - F. **Approve payment of Invoice No. 1 (Pay Estimate No. 1) in the amount of \$240,915.01 to Allgood Construction Company, Inc. regarding the construction of Falcon Landing Blvd. road extension, Mobility Bond Project #703, Precinct 3. (Fund: 2007 Mobility Bonds)**
  - G. **Approve payment of Invoice No. FBC2012-1008 718 in the amount of \$58,989.02 to SES Horizon Consulting Engineers regarding improvements to Brand Lane, from Ludwig to US 90A, Mobility Bond Project #718 and Invoice No. FBC2012-1008 769 in the amount of \$54,451.39 to SES Consulting Engineers regarding improvements to Brand Land, from Avenue E to Ludwig, Mobility Bond Project #769, Precinct 2. (Fund: 2007 Mobility Bonds)**
  - H. **Approve payment of Invoice No. 20889 in the amount of \$231.00 to Geotest Engineering, Inc. regarding Falcon Landing Boulevard road extension, Mobility Bond Project #703, Precinct 3. (Fund: 2007 Mobility Bonds)**
  - I. **Approve application from CenterPoint Energy Entex to bore a 2-inch plastic gas line under Mason Road, Precinct 3.**
  - J. **Approve application from Clearwater Utilities, Inc. obo Mission Mud No. 1 to bore a 12-inch water line under Long Point Slough, Precinct 3.**
  - K. **Set public hearing for acceptance of the traffic control plan for Fresno Ranchos Subdivision, Precinct 1. (Tuesday, October 9, 2012, at 1:00 p.m.)**
  - L. **Set public hearing for acceptance of the revised traffic control plan for Harlem Road, from FM 1093 to US 90A, Mobility Bond Project Nos. 725, 725A, 726, and 727, Precincts 3 and 4. (Tuesday, October 9, 2012, at 1:00 p.m.)**
11. **FACILITIES MANAGEMENT & PLANNING:**
- Approve payment of Pay Application No. 16 in the amount of \$17,609.00 to EE Reed Construction, L.P. for construction services regarding the University Branch Library in Sugar Land. (Fund: Facility Bond Project)**
12. **HUMAN RESOURCES:**
- Approve request for withdrawal of 80 hours from the Shared Sick Leave Pool for employee of Parks Department, Position #6601-0009.**

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13. **JUVENILE DETENTION & PROBATION DEPARTMENT:**

**Accept grant award in the amount of \$77,051 from the Office of the Governor, Criminal Justice Division, for expansion of the Transitions Work/Study Program, for the period of September 1, 2012 through August 31, 2013, with no cash match required by Fort Bend County, pending approval by the Juvenile Board at their next meeting.**

14. **LIBRARY:**

- A. **Approve FY2013 budget for the Sienna Branch Library prepared by the Sienna Library Operations Committee according to the Fort Bend County/Houston Community College System Library Cost Sharing/Joint Use Agreement; this budget is a component of Fort Bend Libraries overall 2013 budget.**
- B. **Approve Grant Contract between Fort Bend County and the Texas State Library & Archives Commission for the 2013 Impact Grant in the amount of \$9,986 for use through August 31, 2013, with no cash match required by Fort Bend County.**

15. **TAX ASSESSOR/COLLECTOR:**

**Record into Minutes the disposal of miscellaneous Tax Office documentation, dated July 17, 2012 through August 14, 2012, which has been scanned as Box 1193 through 1200, in accordance with the State Archive Retention Schedule of Destruction for the Office of Patsy Schultz.**

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16. **COMMISSIONER, PCT. 3:**

- A. **Take all appropriate action on request by Hilton Armstrong to waive penalty and interest totaling \$214.50 on property taxes for Tax Year 2011, Precinct 3.**
- B. **Take all appropriate action on request by Jerry Myers to waive penalty, interest and collection fees totaling \$84.84 on property taxes for Tax Year 2011, Precinct 3.**

17. **BUDGET & FINANCE:**

- A. **Take all appropriate action on FY 2013 Proposed Positions for Fort Bend County.**
- B. **Take all appropriate action to set the FY2013 Salaries for Elected Officials of Fort Bend County, pursuant to Texas Local Government Code Section 152.011.**
- C. **Take all appropriate action on the FY 2013 Fleet Management Schedule for Fort Bend County.**

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- D. Take all appropriate action to adopt the 2012 Tax Rate for Fort Bend County as follows:
- Proposed General Fund Tax Rate: \$0. 37776
  - Proposed Road & Bridge Fund Tax Rate: \$0. 02800
  - Proposed Interest & Sinking Fund Tax Rate: \$0.07500
  - Total Proposed Tax Rate: \$0. 48076
- E. Take all appropriate action on the FY2013 Budget for Fort Bend County, pursuant to Texas Local Government Code Section 111.068.
18. AGRI-LIFE EXTENSION OFFICE:
- Take all appropriate action to authorize reimbursement in the amount of \$18.30 to Vincent Mannino for express mail postage without a purchase order. (Fund: Extension Office, Office Supplies)
19. ENGINEERING:
- Take all appropriate action on applications to Houston-Galveston Area Council for recycle grant funding for the FY 2013 Solid Waste Grant Program, with in-kind services provided by Fort Bend County and authorize the County Judge to sign all documents pertaining to the application.
20. OFFICE OF EMERGENCY MANAGEMENT:
- Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$1,998.00 to Harris County Auditor for installation of radio equipment in the Communication on Wheels vehicle without a purchase order. (Fund: Office of Emergency Management, UASI Grant)
21. PUBLIC TRANSPORTATION:
- Take all appropriate action to authorize the Public Transportation Director to submit a grant application to the Houston Galveston Area Council for continuation of the Job Access and Reverse Commuter (JARC) and New Freedom Programs.

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22. PURCHASING:

- A. Take all appropriate action on request to purchase four (4) Chevrolet Caprice vehicles for Juvenile from Classic Chevrolet, pursuant to Bid 11-028 as additions to fleet for \$23,987.63 each. (Fund: Juvenile Residual)
- B. Take all appropriate action on Agreement for Professional Materials Testing Engineering Services between Fort Bend County and Paradigm Consultants, Inc. to provide construction materials testing services for an amount not to exceed \$165,506.50 for improvements to Mason Road, Phase 1, Mobility Bond Project #735, Precinct 3. (Fund: 2007 Mobility Bonds)
- C. Take all appropriate action on Second Extension of Records Storage Services Agreement between Fort Bend County and Harris County Department of Education (HCDE) for records storage, pursuant to RFP #10-033, effective September 7, 2012. (Fund: Multiple County Departments, Records Management)
- D. Take all appropriate action on Voice Over IP Upgrade Scope of Work utilizing Department of Information Resources contract DIR-SDD-1513 with Datavox, Inc. in an amount not to exceed \$150,264.06. (Fund: Information Technology, Phone System Upgrade)
- E. Take all appropriate action to authorize the purchase of janitorial supplies for the Jail from Gulf Coast Paper Company, in an amount not to exceed \$5,859.40; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code (Fund: Sheriff, Detention, Operating)
- F. Take all appropriate action on request to modify Purchase Orders to Performance Foods, Premium Foods, Oaks Farm Dairy, and Flowers Baking Company for the Sheriff's Office, in an amount not to exceed \$43,910.75; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code (Fund: Sheriff, Detention)

23. VEHICLE MAINTENANCE:

Take all appropriate action on Agreement between Fort Bend County and Helfman Ford for conditional, temporary delivery of a 2013 Ford Police Interceptor, at no cost to the County.

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24. Approve Bills pursuant to Section 130.908 of the Texas Local Government Code.
25. Approve Bills.
26. Authorize County Auditor to pay and release time sensitive bills on September 20, 2012, to be ratified by Commissioners Court on September 25, 2012.
27. 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.

Cause No. 10-DCV-180443; Patricia Cantu vs. Fort Bend County, Texas; in the 240th Judicial District Court of Fort Bend County, Texas.
  - B. § 551.072. Deliberation Regarding Real Property. Commissioners Court will meet in Closed Session to deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

Cane Island Mobility Bond Project, Precinct 3.

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

A. § 551.071. Consultation With Attorney.

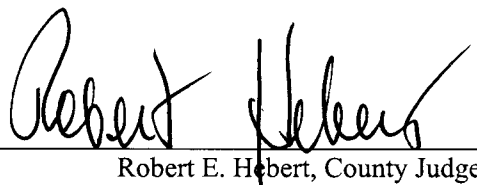
Cause No. 10-DCV-180443; Patricia Cantu vs. Fort Bend County, Texas; In the 240th Judicial District Court of Fort Bend County, Texas.

B. § 551.072. Deliberation Regarding Real Property.

Cane Island Mobility Bond Project, Precinct 3.

29. Adjournment.

In the event any of the foregoing items are not covered in the time allocated on the date of this agenda, the County may order a continuance for the next day until the discussion is completed on all items.

  
Robert E. Hebert, County Judge

Notice of meeting/agenda was filed with the County Clerk on Friday, September 7, 2012. An electronic version of this notice is also posted on the Fort Bend County website: [www.co.fort-bend.tx.us](http://www.co.fort-bend.tx.us) under Commissioners Court.

**NOTICE**

**Policy of Non-Discrimination on the Basis of Disability**

Fort Bend County does not discriminate on the basis of disability in the admission or access to, or treatment or employment in, its programs or activities. The County's ADA Coordinator is the Director of Facilities Management & Planning, located at 1517 Eugene Heimann Circle, Suite 500, in Richmond, Texas, 77469, telephone 281-633-7045. The Director of Facilities Management & Planning is designated to coordinate compliance with the non-discrimination requirements in Section 35.107 of the Department of Justice regulations. Information concerning the provisions of the Americans with Disabilities Act, and the rights provided thereunder, are available from the ADA coordinator.

**NOTICE**

The County Commissioners Court of Fort Bend County reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development).

FILED FOR RECORD  
NO. \_\_\_\_\_ TIME 12:05 AM  
P.M.

SEP 07 2012 SF

  
County Clerk Fort Bend Co. Texas