

October 2, 2012

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS
TUESDAY, OCTOBER 2, 2012
1:00 P.M.**

AGENDA

1. Call to Order.
2. Invocation and Pledge of Allegiance by Commissioner Patterson.
3. Approve minutes of regular meeting held on September 25, 2012.
4. Public Comments regarding the Agenda and Announcements.
5. PUBLIC HEARINGS: 1:00 p.m.: Conduct Public Hearings and take all appropriate action on the following matters:
 - A. Acceptance of the traffic control plan for Cinco Ranch Southwest, Section 26, Section 39 and Section 51, Precinct 3.
 - B. Approval of replat: LNB Sugar Land Replat No. 1 Precinct 4.

CONSENT AGENDA ITEMS 6 - 20

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

Commissioner, Pct. 2 : Ratify change in travel dates for Commissioner Grady Prestage to Washington, DC, September 20-23, 2012, to attend the Congressional Black Caucus Foundation (CBCF) 42nd Annual Legislative Conference. (Fund: Commissioner Pct. 2, Travel)
7. **COMMISSIONER, PCT. 3:**

Approve renewal of the Agreement for the Provision of Toll Enforcement, Incident Management, and Law Enforcement Services on the Westpark Tollway between Fort Bend County and Fort Bend County Toll Road Authority effective through September 30, 2013, to be provided by Constable, Pct. 3.

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8. **AUDITOR:**
 - A. **Approve renewal of Contract between Fort Bend County and the Texas Department of Family and Protective Services for claims processing services for the period September 1, 2012 through February 28, 2015.**
 - B. **Record into Minutes the Fee Officer and Appointed Officer collection and statistical report for the period of April through June, 2012, pursuant to Local Government Code Section 114.044.**
9. **BUDGET & FINANCE/BUDGET TRANSFERS:**
 - A. **Commissioner, Pct. 2 : Approve FY2012 transfer in the amount of \$200 from Information Technology into Travel to allocate additional funds needed for unforeseen expenses.**
 - B. **Auditor : Approve FY2013 transfer in the amount of \$4,209,995 as detailed on Auditor's form dated September 20, 2012 to allocate funds budgeted for capital improvement projects.**
 - C. **Auditor : Approve FY2012 transfer in the amount of \$523 as detailed on Auditor's form dated September 26, 2012 to reallocate unused funds from the purchase of Stafford Run property.**
 - D. **Budget Office : Approve FY2013 transfer in the amount of \$10,164 as detailed on Director's form dated September 26, 2012, to allocate funds for the Windows 7 Project.**
 - E. **Information Technology : Approve FY2012 transfer in the amount of \$17,568 from Fees into Capital Acquisitions to allocate funds into correct line item for payment to Vision Internet Providers.**
 - F. **Road & Bridge : Approve FY2013 transfer in the amount of \$135,000 as detailed on Auditor's form dated September 21, 2012 to allocate budgeted funds into correct line items for capital improvement projects.**
10. **DISTRICT ATTORNEY:**

Approve Renewal Agreement between Fort Bend County and Child Advocates of Fort Bend County to lease office space for employees of the District Attorney (DA) and County Attorney (CA) offices effective October 1, 2012 through September 30, 2013. (Fund: District Attorney and County Attorney, Rental)

11. **ENGINEERING:**
- A. **Approve payment of Invoice No. 083012-01 in the amount of \$5,000.00 to Percheron Acquisitions, Inc. for appraisal services regarding Churchill Fulshear League, Precinct 3. (Fund: Right of Way)**
 - B. **Approve payment of Invoice No. 072112-05 in the amount of \$225.00 to Percheron Acquisitions, Inc. for expenses associated with Churchill Fulshear League, Abstract 29, Precinct 3. (Fund: Right of Way)**
 - C. **Approve payment of Invoice No. 20961 in the amount of \$14,320.00 to Geotest Engineering, Inc. regarding drainage improvements for the widening of West Bellfort Road, Mobility Bond Project #741, Precinct 4. (Fund: 2007 Mobility Bonds)**
 - D. **Approve payment of Invoice No. 12-8-000039 in the amount of \$15,568.15 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)**
 - E. **Approve payment of Invoice No. 38181 in the amount of \$11,825.41 to CLR, Inc. regarding improvements to Burney Road, Mobility Bond Project #719, Precinct 3. (Fund: 2007 Mobility Bonds)**
 - F. **Approve payment of Invoice No. 90029230 in the amount of \$74,913.14 to Union Pacific Railroad Company regarding the installation of signals at Harlem Road, Mobility Bond Project #725A, Precinct 3. (Fund: 2007 Mobility Bonds)**
 - G. **Approve release of Performance Bond #5113311 in the amount of \$5,000.00 to Discovery School House / Suntech Building Systems, Inc. for completion of work on Middleoak Group Lane, Permit #83964, Precinct 3.**
 - H. **Approve application from Center Point Energy Houston Electric, LLC to hang two aerial electrical distribution crossings over Flat Bank Creek, Precinct 2.**
 - I. **Approve application from Center Point Entex to bore under Buffalo Bayou, Falcon Landing Boulevard, Gaston Road with a 4-inch plastic gas line and bury a 2-inch plastic gas line along Gaston Road, Greenbusch Road, Precinct 3.**
 - J. **Approve application from Debo Homes, LLC to construct a driveway tie-in onto April Drive, Precinct 1.**
 - K. **Approve application from CenterPoint Entex to bury a 2-inch plastic gas line along Jay Street, Precinct 1.**
 - L. **Approve application from Clearwater Utilities, Inc. obo Fort Bend County MUD #163 to construct a driveway tie-in onto Katy Flewellen, Precinct 3.**

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- M. Approve application from Gonzalez Construction Enterprises, Inc. to bury an 8-inch water line and an 8-inch sanitary sewer and storm sewer along Bandera Glen Lane, Precinct 3.
- N. Approve application from Comcast, LLC to bore under and bury fiber optic along Camden Springs Lane, Winding Water Lane, Vintage Trail Lane, University Blvd., and Royal Bend Lane, Precinct 4.
- O. Approve acceptance of Developers Surety and Indemnity Company Perpetual Bond #456579C for Gonzalez Construction Enterprises, Inc.
- P. Accept Bond #HSIFSU0603281 in the amount of \$192,640.00 for University Blvd. 5-B (eastbound lanes) as a supplement bond for University Boulevard at Riverstone, Phase 3 Street Dedication, on behalf of Fort Bend County Levee Improvement District No. 15 and Sugar Land Ranch Development, Precinct 4.
- Q. Approve request for Fort Bend County to sponsor a Texas Department of Transportation Project on behalf of NASH Cinco NW, LLP, to expedite the construction of a tie-in paving connection at Westridge Creek Lane to FM 1463 within Cinco Ranch Northwest Development, at no cost to the County, Precinct 3.
- R. Accept the streets in Long Meadow Farms, Section 19: Winston Ranch Parkway 303.83 LF; Havens Glade Court 1,122.60 LF; Autumn Stone Drive 300.00 LF; Black Spur Court 732.39 LF; Sparrows Spur Street 136.47 LF; Sighting Park Drive 353.62 LF; Kurz Point Drive 467.68 LF; and Mattwood Drive 441.69 LF; for a total of 3,909.48 LF; and release bond #HSIFSU0549294 in the amount of \$270,760.00, Precinct 4.
- S. Approve plat for the roads within Sienna Village of Bees Creek, Section 9, Precinct 2.
- T. Approve plat for the lots within Sienna Village of Bees Creek, Section 9, Precinct 2.
- U. Approve plat for the roads within Sienna Village of Bees Creek, Section 10, Pct. 2.
- V. Approve plat for the lots within Sienna Village of Bees Creek, Section 10, Precinct 2.
- W. Approve plat for the roads within Bonbrook Plantation South, Section 4, Precinct 1.
- X. Approve plat for the lots within Bonbrook Plantation South, Section 4, Precinct 1.
- Z. Set public hearing for acceptance of the traffic control plan for Long Meadow Farms, Section 19, Precinct 4. *(Tuesday, November 6, 2012, at 1:00 p.m.)*
- AA. Set public hearing for acceptance of the traffic/safety study for Firethorne, Section 7, to add a multi-way stop at the intersection of Stonestead Drive at Chalet Ridge Drive, Precinct 3. *(Tuesday, November 6, 2012, at 1:00 p.m.)*

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- BB. Set public hearing for acceptance of the traffic/study for the Katy ISD No. 22, Kilpatrick Elementary on Cinco Ranch Blvd. at Gaston Road for school zone modifications, Precinct 3. *(Tuesday, November 6, 2012, at 1:00 p.m.)*
- CC. Set public hearing for acceptance of the traffic/safety study for Katy ISD No. 23 Rylander Elementary on Westheimer Parkway at Falcon Landing Boulevard for school zone modifications, Precinct 3. *(Tuesday, November 6, 2012, at 1:00 p.m.)*
- DD. Set public hearing for acceptance of the traffic/safety study for Katy ISD Cinco Ranch High School driveway at Cinco Ranch Boulevard and Grand Parkway for school zone modifications, Precinct 3. *(Tuesday, November 6, 2012, at 1:00 p.m.)*

12. **FACILITIES MANAGEMENT & PLANNING:**

- A. Approve payment of Invoice No. 3, Invoice No. 4 and Invoice No. 5 for a total amount of \$64,373.43 to Bailey Architects for Architectural Services regarding the Courthouse Restoration project. (Fund: Courthouse Restoration Project)
- B. Approve payment of Invoice No. 11-42533 in the amount of \$39,136.50 to QC Laboratories, Inc. for Material Testing Services regarding the Justice Center. (Fund: Facility Bond Project)

13. **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 September 19, 2012, and makes the following recommendations to Commissioners Court:

- A. Approve renewal of Agreement for the Provision of Toll Enforcement, Incident Management, and Law Enforcement Services on the Westpark Tollway between Fort Bend County Toll Road Authority and Fort Bend County, with services to be provided by Constable Precinct 3 effective through September 30, 2013.
- B. Approve renewal of Agreement for the Provision of Toll Enforcement, Incident Management, and Law Enforcement Services on the Fort Bend Parkway Toll Road between Fort Bend County Toll Road Authority and Fort Bend County, with services to be provided by Constable, Pct. 2 effective through September 30, 2013.

14. **HEALTH & HUMAN SERVICES:**

Social Services : Approve renewal of the Vendor Agreement between Fort Bend County and StarTex Power to participate in the Bill Payment Assistance Program.

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15. **OFFICE OF EMERGENCY MANAGEMENT:**

Approve and sign the 2009 Regional Catastrophic Preparedness Grant Program (RCPGP) Grant Adjustment Notice (GAN) between Fort Bend County and the State of Texas, to close out the completed grant.

16. **PUBLIC TRANSPORTATION:**

Approve Amendment #3 to Texas Department of Transportation Project Grant Agreement #51112F7160 to extend the project grant agreement until November 30, 2012, with no change in funding, and authorize County Judge to sign all documents pertaining to the Amendment.

17. **ROAD & BRIDGE:**

Approve payment of Invoice No. 22345 in the amount of \$7.26 to Terra Associates, Inc. for reimbursable expenses regarding traffic signal design at the intersection of West Airport Blvd. and Old Richmond Road. (Fund: Road & Bridge Traffic Signals)

18. **SHERIFF'S OFFICE:**

Accept grant funds in the amount of \$4,995 from Target as part of The Target & Blue Law Enforcement Grant Program for crime prevention purposes, with no cash match required by Fort Bend County.

19. **TAX ASSESSOR/COLLECTOR:**

- A. **Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on September 25, 2012, for an amount totaling \$7,673.39 for the Office of Patsy Schultz.**
- B. **Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on September 25, 2012, for an amount totaling \$6,584.60 for the Office of Patsy Schultz.**

20. **TREASURER:**

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

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21. COUNTY JUDGE:

Take all appropriate action on Resolution in Support of Designating Historic Downtown Rosenberg Texas as a Cultural Destination.

22. COMMISSIONER, PCT. 1:

- A. Take all appropriate action on the resignation of Ron McCann from the Fort Bend County Levee Improvement District #11 and the appointment of Stuart Rimes as Director to fill the remainder of the term, effective through June 27, 2014.
- B. Take all appropriate action on the Primary Interlocal Agreement between Fort Bend County and Sienna Plantation Municipal Utility District No. 5, Precinct 1.
- C. Take all appropriate action on the Interlocal Project Agreement between Fort Bend County and Sienna Plantation Municipal Utility District No. 5 for the rehabilitation of an existing gravel road from Waters Lake Boulevard to FM 521 for emergency services access and evacuation purposes, Precinct 1.

23. AUDITOR:

Take all appropriate action on request to transfer the amount of \$2,312 from Non-Departmental Contingency into Auditor, Information Technology, to allocate funds for the purchase of two laptop computers not included in the FY2013 budget.

24. HEALTH & HUMAN SERVICES:

Clinical Health : Take all appropriate action on request to pay Oak Bend Medical \$500.00 and West Houston Radiology \$543.00 by Invoice Transmittal for medical services provided without a purchase order. (Fund: FY2012 Tuberculosis Grant, Professional Services)

25. PUBLIC TRANSPORTATION:

- A. Take all appropriate action on Amendment #3 to Texas Department of Transportation Project Grant Agreement #51212F7216 to modify federal allocation from \$279,679 to \$346,157 and reduce local match to \$223,629, and authorize County Judge to sign all documents pertaining to the Amendment. (Fund: Public Transportation, Grant Allocation)
- B. Take all appropriate action to ratify final submission of the grant applications to the Houston-Galveston Area Council requesting federal funding for continuation of the Job Access and Reverse Commute program and the New Freedom transportation programs, as authorized by Commissioners Court on September 11, 2012.

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26. PURCHASING:

- A. Take all appropriate action on Bid 12-062 for the Construction of Falcon Landing Boulevard, from Spring Green to Gaston Road, Gaston Road from Falcon Landing Boulevard to 3,600 Linear Feet North of Falcon Landing Boulevard, and Greenbusch from Gaston Road to 3,100 Linear Feet East of Gaston Road, Mobility Bond Project #703.
- B. Take all appropriate action on request by the City of Arcola, pursuant to Local Government Code Section 263.152 (a)(1), to purchase three (3) file cabinets from Fort Bend County.


27. SHERIFF'S OFFICE:

- A. Take all appropriate action on request for a variance to the Fort Bend County Travel Policy, to consider authorizing payment in the amount of \$59.00 to JP Morgan Chase Bank for economy plus seat upgrade for Daniel Quam on July 25, 2012. (Fund: Sheriff, Detention, Operating, Travel)
- B. Take all appropriate action on Agreement between Fort Bend County and MVM, Inc. for Professional Intelligence Analysts Services as a contractor under the High Intensity Drug Trafficking Area (HIDTA) Program for the period of October 1, 2012 through September 30, 2013. (Fund: Sheriff, HIDTA Grant)
- C. Take all appropriate action on the Tactical Diversion Task Force Agreement for the use of state and local overtime and authorized expense/strategic initiative program, for which any expenditure of funds will be reimbursed as allowed under AFF statute, Section 524 (c)(1)(1) of Title 28, United States Code.
- D. Take all appropriate action on Agreement with the Organized Crime Drug Enforcement Task Forces (OCDETF) to accept grant funds in the amount of \$126,336 for use of the OCDETF Strike Force/Strategic Initiative Programs for the term of October 1, 2012 to September 30, 2013, administrated by the Sheriff's Office, with no cash match required by County.
- E. Take all appropriate action on Agreement between Fort Bend County and MVM, Inc. for Language Analyst Services under the Organized Crime Drug Enforcement Task Force Strike Force/Strategic Initiative Program (OCDETF) for the period of October 1, 2012 through September 30, 2013. (Fund: Sheriff's Office, OCDETF Grant)

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28. Approve Bills pursuant to Section 130.908 of the Texas Local Government Code.
29. Approve Bills.
30. 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 Thursday, September 27, 2012. An electronic version of this notice is also posted on the Fort Bend County website: www.co.fort-bend.tx.us under Commissioners Court.

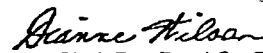
NOTICE

Policy of Non-Discrimination on the Basis of Disability

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

NOTICE

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

FILED FOR RECORD
NO _____ TIME 1:22 AM
P.M.
SEP 27 2012 *JF*

County Clerk Fort Bend Co. Texas

October 2, 2012

**ADDENDUM TO REGULAR MEETING
OF
FORT BEND COUNTY COMMISSIONERS COURT
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS
TUESDAY, OCTOBER 2, 2012
1:00 P.M.**

AGENDA

The following item should be added to the Commissioners Court Agenda posted for meeting on October 2, 2012, pursuant to Texas Government Code §555.045:

NRG Industrial Development Bonds

Take all appropriate action on Resolution Approving Issuance by Fort Bend County Industrial Development Corporation of Industrial Development Revenue Bonds (NRG Energy, Inc, Project) Series 2012-B, and Other Matters in Connection Therewith.

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.

*Stamped in County Judge's Office,
Filed with Clerk at 4:57 p.m.*

Robert E. Hebert, County Judge

This supplement is posted for the October 2, 2012 Agenda for the purpose of adding an additional subject to the agenda for such meeting which has previously been called, and for which notice thereof has been previously posted in accordance with the Open Meetings Act.

Notice of meeting/agenda posted at the Fort Bend County Courthouse Complex in Richmond, Texas, on Thursday, September 27, 2012. An electronic version of this notice is also posted on the Fort Bend County website: www.co.fort-bend.tx.us under Commissioners Court.

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