

October 9, 2012

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS
TUESDAY, OCTOBER 9, 2012
1:00 P.M.**

AGENDA

1. Call to Order.
2. Invocation and Pledge of Allegiance by Commissioner Morrison.
3. Approve minutes of regular meeting held on October 2, 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 revised traffic control plan for Harlem Road, from FM 1093 to US90A, Mobility Bond Project Numbers 725, 725A, and 727, Precincts 3 and 4.
 - B. Acceptance of the traffic control plan for Fresno Ranchos Subdivision, Precinct 1.

CONSENT AGENDA ITEMS 6 -17:

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

Purchasing: Debbie Kaminski to San Diego, California, November 26-30, 2012, to attend National Transit Institute Procurement Series IV Contract Administration training. (Fund: Public Transportation, Grant)
7. **COMMISSIONER, PCT. 3:**
 - A. **Approve renewal of the Agreement for Additional Law Enforcement Services between Fort Bend County and Cinco Residential Property Association effective through September 30, 2013, with services to be provided by Constable, Pct. 3.**
 - B. **Approve renewal of the Agreement for Additional Law Enforcement Services between Fort Bend County and Cinco Residential Property Association effective through September 30, 2013, with services to be provided by the Sheriff's Office.**

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- C. **Approve renewal of the Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 130, effective through September 30, 2013, to be provided by the Sheriff's Office.**
- D. **Approve renewal of the Agreement for Additional Law Enforcement Services between Fort Bend County and Firethorne Community Association, Inc. effective through September 30, 2013, with services to be provided by the Sheriff's Office.**
- E. **Approve renewal of the Agreement for Additional Law Enforcement Services between Fort Bend County and Cinco Ranch Residential Association II, Inc. effective through September 30, 2013, with services to be provided by the Sheriff's Office.**
- F. **Approve renewal of the Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Cinco Municipal Utility District No. 8 effective through September 30, 2013, with services to be provided by the Sheriff's Office.**
- G. **Approve renewal of the Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Grand Mission Municipal Utility District No. 1 effective through September 30, 2013, with services to be provided by Sheriff's Office.**
- 8. **BUDGET & FINANCE/BUDGET TRANSFERS:**
 - A. **Auditor : Approve FY2012 transfer in the amount of \$154,836 as detailed on Auditor's form dated October 3, 2012 to reimburse Contingency for capital mileage incurred by law enforcement agreements for the period April 1, 2012 through September 30, 2012.**
 - B. **Parks Department : Approve FY2013 transfer in the amount of \$2,000 from Repairs and Maintenance into Fleet Maintenance, Capital Acquisitions to allocate additional funds for budgeted purchase of vehicle.**
 - C. **Sheriff's Office : Approve FY2013 transfer in the amount of \$79,659 from Sheriff, Forfeited Assets, State, Contingency, into Capital Acquisitions to allocate funds for the purchase of incinerator system.**
 - D. **Sheriff's Office : Approve FY2013 transfer in the amount of \$2,800 from Sheriff, Federal Forfeited Assets, Contingency, into Information Technology and Fees to allocate funds for the purchase of hardware and services associated with storefront substation located in Missouri City.**

9. **COMMUNITY SUPERVISION & CORRECTION:**

Approve and accept grant funds in the amount of \$150,000 from the Office of the Governor, Criminal Justice Division for the Felony Drug Court (CARD), Misdemeanor DWI Court, and Misdemeanor Drug Court Program for the period of September 1, 2012 through August 31, 2013, with no cash match required by Fort Bend County, and designate County Judge as authorized official to electronically accept the award.

10. **CONSTABLE, PCT. 2:**

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

11. **CONSTABLE, PCT. 4:**

Approve renewal of Interlocal Agreement for Additional Law Enforcement Services Between Fort Bend County and Fort Bend County Municipal Utility District No. 115 and Fort Bend County Municipal Utility District No. 129, effective through September 30, 2013.

12. **ENGINEERING:**

- A. **Approve payment of Invoice No. 201207-114 (Pay Estimate No. 5) in the amount of \$174,045.73 to Durwood Greene Construction Company regarding Harlem Road at US90A, Mobility Bond Project #725, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)**
- B. **Approve payment of Invoice No. 2 (Pay Estimate No. 2) in the amount of \$510,139.18 to Allgood Construction Company, Inc. regarding the extension of Falcon Landing Blvd., Mobility Bond Project #703, Precinct 3. (Fund: 2007 Mobility Bonds)**
- C. **Approve payment of Invoice No. 459301/10/11 in the amount of \$355,659.22 to Dannenbaum Engineering Corporation regarding Phase I design extension FM 1093 (from State Highway 99 to West of FM 359), Mobility Bond Project #748, Precinct 3. (Fund: 2007 Mobility Bonds)**
- D. **Approve payment of Invoice No. 90029541 in the amount of \$9,024.61 to Union Pacific Railroad Company regarding the crossings at Harlem Road, Mobility Bond Project #725A, Precinct 3. (Fund: 2007 Mobility Bonds)**
- E. **Approve payment of Invoice No. 28022 in the amount of \$11,440.97 to Landtech Consultants, Inc. regarding the expansion of Mason Road, Mobility Bond Project #735, Precinct 3. (Fund: 2007 Mobility Bonds)**

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- F. **Approve payment of Invoice No. 211560127 in the amount of \$531.71 to Huitt-Zollars, Inc. regarding Falcon Landing, from Greenbusch to Katy-Gaston, Mobility Bond Project #703, Precinct 3. (Fund: 2007 Mobility Bonds)**
- G. **Approve release of Performance Bond #58666272 in the amount of \$5,000.00 to W.C. Bell, Inc. for completion of work on Katy-Gaston, Permit # 83840, Precinct 3.**
- H. **Approve application from Devon Street Homes to construct a driveway tie-in onto Brookwood Hollow, Precinct 3.**
- I. **Approve application from Devon Street Homes to construct two driveway tie-ins, one on Jay Thrush Drive and one on Travertine Point, Precinct 3.**
- J. **Approve application from Comcast of Houston, LLC c/o Jier, LLC to bore under and bury 1 1/2-inch conduit along Aprilmont Drive and Old Richmond Road, Precinct 4.**
- K. **Approve application from Clearwater Utilities, Inc. obo Fort Bend MUD No. 151 to construct a driveway tie-in onto Crossover Road, Precinct 3.**
- L. **Approve application for AT&T Texas to bore under and bury cable along West Bellfort and Meadow Ranch Parkway, Precinct 4.**
- M. **Record into Minutes the action by County Engineer to install multiway stop traffic control at the intersections of Cinco Ranch Boulevard at Cinco Crossing and Cinco Ranch Boulevard at Katy-Gaston Road, pursuant to Section 251.159 of the Texas Transportation Code, Precinct 3.**
- N. **Accept the streets in Meadow Ranch Parkway from West Bellfort Road Street Dedication: Meadow Ranch Parkway 1,523.30 LF; and release Bond #HSIFSU0549300 in the amount of \$215,880.00, Precinct 4.**
- O. **Accept the streets in Meadow Ranch Parkway Extension Street Dedication: Meadow Ranch Parkway 2,716.03 LF; and release Bond #HSIFSU0549301 in the amount of \$380,240.00, Precinct 4.**
- P. **Approve plat for the roads within Del Webb-Richmond, Section 4, Precinct 1.**
- Q. **Approve plat for the lots within Del Webb-Richmond, Section 4, Precinct 1.**
- R. **Approve the plat for Lakeside Villas at Cinco Ranch Southwest, Precinct 3.**
- S. **Approve the plat for Langham Rose, Section 1, Precinct 3.**
- T. **Approve the plat for Aliana Brannock Avenue and Reserve, Precinct 4.**
- U. **Approve the plat for Aliana Abermore Lane, Minsky Lane and Barzun Way Street Dedication, Precinct 4.**

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- V. **Approve plat for the roads within Firethorne, Section 23, Precinct 3.**
- W. **Approve plat for the lots within Firethorne, Section 23, Precinct 3.**
- X. **Approve plat for the roads within Firethorne, Section 24, Precinct 3.**
- Y. **Approve plat for the lots within Firethorne, Section 24, Precinct 3.**
- Z. **Set public hearing for acceptance of the traffic control plan for Meadow Ranch Parkway from West Bellfort Road Street Dedication and Meadow Ranch Parkway Extension Street Dedication, Precinct 4. (Tuesday, November 6, 2012, at 1:00 p.m.)**
- 13. **FACILITIES MANAGEMENT & PLANNING:**

Approve Pay Application No. 1 in the amount of \$269,788.69 to Phoenix 1 Restoration and Construction, Ltd., for construction services regarding the Courthouse Restoration. (Fund: Courthouse Restoration Project)
- 14. **HEALTH & HUMAN SERVICES:**

Ratify application to the National Association of County and City Health Officials for the Accreditation Support Initiative for Public Health Departments in the amount of \$14,850 with no cash match required by Fort Bend County; approve signature of County Judge on a Letter of Support for this grant application.
- 15. **OFFICE OF EMERGENCY MANAGEMENT:**
 - A. **Approve and sign the FY 2012 Emergency Management Performance Grant (EMPG) Sub-Recipient Award in the amount of \$105,632.51 for the grant period of October 1, 2011 to March 31, 2013, with no cash match required by Fort Bend County.**
 - B. **Approve and sign the 2012 Sub-Recipient Award Agreements between Fort Bend County and the State of Texas Department of Public Safety for the Homeland Security Grant Program funding for the 2012 Grant Performance period; the agreements include \$2,512,809.00 for the UASI program and \$79,325.00 for the UASI LETPA program, for a total amount of \$2,592,134.00 for the grant period of September 1, 2012 through January 31, 2013, with no cash match required by Fort Bend County.**

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16. **PUBLIC TRANSPORTATION:**

Record into Minutes the corrected budget for Amendment #3 to Project Grant Agreement 51212F7216, approved in Commissioners Court on October 2, 2012, with no change in funding.

17. **PURCHASING:**

Authorize advertising for bids for a traffic signal at the intersection of Fry Road and Center Village Drive.

18. **COMMISSIONER, PCT. 1:**

Take all appropriate action on Resolution for the Use of Eminent Domain by Record Vote for the Spur 10 Widening Project.

19. **ELECTIONS ADMINISTRATION:**

Take all appropriate action on Joint Election Agreement between Fort Bend County and Houston Community College for the November 6, 2012 General Election.

20. **ENGINEERING:**

- A. 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 Del Webb-Richmond, Section 18B, on behalf of C W Richmond, L.P., Precinct 1.
- B. Take all appropriate action on plat for the roads within Del Webb-Richmond, Section 18B, Precinct 1.
- C. Take all appropriate action on plat for the lots within Del Webb-Richmond, Section 18B, Precinct 1.
- D. Take all appropriate action on the First Amendment to the Interlocal Agreement for Roadway Improvements between Fort Bend County and Katy Independent School District for the construction of a water line and sanitary force main between the interconnection of Cinco Southwest Municipal Utility District and High School No. 7 for an amount not to exceed \$150,000; to be reimbursed by Katy Independent School District, Precinct 3.

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21. PURCHASING:

- A. Take all appropriate action to consider granting an exemption to the competitive bid process as authorized by Local Government Code Section 262.024 (a)(7) for the purchase of an item available from only one source from Mustang Cat for repairs parts for Budget Year 2013 in an amount not to exceed \$100,000. (Fund: Road and Bridge)
- B. Take all appropriate action on withdrawal letter from Quad Med for Section 6 pursuant to Bid 13-006 for medical supplies, and award to next low bidder, Henry Schein.
- C. Take all appropriate action to authorize the purchase of one (1) ambulance module for Emergency Medical Service, from Frazer, Ltd., utilizing Buy Board Contract 400-12, for an amount not to exceed \$84,325. (Fund: Emergency Medical Service)
- D. Take all appropriate action to authorize the purchase of one (1) truck, addition to fleet, for Parks Department from Caldwell Country Chevrolet utilizing HGAC Contract VE11-11, for an amount not to exceed \$20,972. (Fund: Parks)
- E. Take all appropriate action on renewal of Service Agreement between Fort Bend County and Indigent Healthcare Solutions (IHS), pursuant to RFP #02-069, to provide data processing service for the Indigent Health Care Department of Fort Bend County, for an amount not to exceed \$7,360 monthly, effective October 1, 2012 through October 1, 2014. (Fund: Indigent Health Care, Fees)
- F. Take all appropriate action to consider granting an exemption to the competitive bid process as authorized by Local Government Code §262.024 (a)(7) for the purchase of an item available from only one source, for maintenance of hazmat equipment from Safeware Inc., in an amount not to exceed \$41,046. (Fund: Office of Emergency Management, Homeland Security Grant)
- G. Take all appropriate action to authorize the purchase of bread for the Jail from Flowers Baking Company, in an amount not to exceed \$36,860; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- H. Take all appropriate action to authorize the purchase of milk for Sheriff's Office from Oak Farms Dairy, in an amount not to exceed \$81,782.88; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- I. Take all appropriate action to authorize the purchase of food for Sheriff's Office from Premium Foods, in an amount not to exceed \$10,000; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)

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- J. Take all appropriate action to authorize the purchase of non-bid food for Sheriff's Office from Performance Food Group, in an amount not to exceed \$8,000; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- K. Take all appropriate action to authorize the purchase of food for Sheriff's Office from Performance Food Group, in an amount not to exceed \$100,000; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- L. Take all appropriate action to authorize the purchase of food for Sheriff's Office from Schoenmann Produce Company, in an amount not to exceed \$20,000; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- M. Take all appropriate action to authorize the purchase of food for Sheriff's Office from Labatt Food Service, in an amount not to exceed \$100,000; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- N. Take all appropriate action to authorize the purchase of food for Sheriff's Office from Glazier Foods Company, in an amount not to exceed \$10,000; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- O. Take all appropriate action to authorize the purchase of uniform items for Sheriff's Office from Lone Star Uniforms, in an amount not to exceed \$5,003.50; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- P. Take all appropriate action to authorize the purchase of medical services for Sheriff's Office from Memorial Hospital, in an amount not to exceed \$35,500; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- Q. Take all appropriate action to authorize the purchase of radio repairs for the Sheriff's Office from Harris County JIMS, in an amount not to exceed \$22,150; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)

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- R. Take all appropriate action to authorize the purchase of lab services for Sheriff's Office from Bexar County Forensic Science, in an amount not to exceed \$5,500; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- S. Take all appropriate action to authorize the purchase of wrecker service for Sheriff's Office from A M Automotive, in an amount not to exceed \$5,753; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- T. Take all appropriate action to authorize the purchase of radio repairs for Sheriff's Office from Motorola Solutions, Inc., in an amount not to exceed \$5,200; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- U. Take all appropriate action to authorize the purchase of cellular air time service for Sheriff's Office from Nextel/Sprint Communications, in an amount not to exceed \$158,900; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- V. Take all appropriate action to authorize the purchase of wireless card service for Sheriff's Office from Nextel/Sprint Communications, in an amount not to exceed \$90,200; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- W. Take all appropriate action to authorize the purchase of postage for Sheriff's Office from Pitney Bowes, in an amount not to exceed \$15,790; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- X. Take all appropriate action to authorize the purchase of postage for Sheriff's Office from US Postmaster, in an amount not to exceed \$35,160; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- Y. Take all appropriate action to authorize the lease of office space for Sheriff's Office from Transwestern Capital, in an amount not to exceed \$45,360; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)

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- Z. Take all appropriate action to authorize the purchase of care/feeding of stray animals for Sheriff's Office from Ronald Otto, in an amount not to exceed \$6,200; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- AA. Take all appropriate action to authorize the purchase of care/feeding of stray animal services for Sheriff's Office from William Jenkins, in an amount not to exceed \$24,300; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- BB. Take all appropriate action to authorize the purchase of care/feeding of stray animal services for Sheriff's Office from Tanner Eddleblute, in an amount not to exceed \$6,600; in addition, authorize the payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)
- 22. Approve Bills pursuant to Section 130.908 of the Texas Local Government Code.
- 23. Approve Bills.
- 24. Authorize County Auditor to pay and release time sensitive bills on October 18, 2012, to be ratified by Commissioners Court on October 23, 2012.
- 25. Meet in Closed Session to deliberate the following matters as authorized by the Texas Government Code:
 - § 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.
 - A. Spur 10 (90/10 Re-imbursement), Precinct 1.
 - B. Kroesche Road Bridge and Cottonwood Church Road, Precinct 1.

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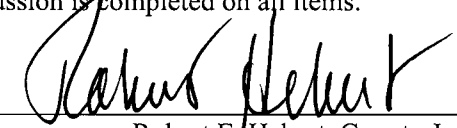
26. Reconvene Open Session and consider taking action on the following matters:

§ 551.072. Deliberation Regarding Real Property.

- A. Spur 10 (90/10 Re-imbursement), Precinct 1.
- B. Kroesche Road Bridge and Cottonwood Church Road, Precinct 1.

27. 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, October 5, 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 1:11 P.M. A.M.

OCT 05 2012 SF


County Clerk Fort Bend Co. Texas