

October 23, 2012

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS
TUESDAY, OCTOBER 23, 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 October 9, 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/safety study for Katy ISD No. 31, (Holland Elementary at Seven Meadows Parkway), to extend the school zone on Seven Meadows Parkway East to past Windhurst Road, Precinct 3.
 - B. Acceptance of the traffic/safety study for Katy ISD, Griffin Elementary (Fry Road), to extend the school zone on to Courtney Manor Lane, Precinct 3.
 - C. Acceptance of the traffic/safety study for Katy ISD No. 17, Roosevelt Alexander Elementary (South Fry Road at Peek Road), to prohibit turning at the median cut between the driveway on the west side of the school at Center Village Drive, Precinct 3.
 - D. Acceptance of the traffic control plan for Hawks Landing, Section 1, Hawks Prairie Boulevard Extension North of Spring Green Boulevard STD, and Hawks Prairie Boulevard North of Spring Green Boulevard to Katy Gaston Road STD, Precinct 3.

CONSENT AGENDA ITEMS 6 - 29

6. **OUT OF STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
 - A. **Agri-Life Extension Office : Dianne Gerston to Memphis, Tennessee, February 11-14, 2013, to attend the Joint Council on Extension Programs Leadership Conference, with travel funded by Texas Extension Association of Family and Consumer Sciences.**

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- B. **Agri-Life Extension Office** : Dianne Gerston to Alexandria, Virginia, April 21-25, 2013, to attend Public Issues and Leadership Development Conference, with travel funded by Texas Extension Association of Family and Consumer Sciences.
 - C. **Agri-Life Extension Office** : Dianne Gerston to Pittsburgh, Pennsylvania, September 16-20, 2013, to attend the Galaxy IV/National Extension Association of Family and Consumer Sciences meeting. (Fund: Extension Office and Texas Extension Association of Family and Consumer Sciences)
7. **COMMISSIONER, PCT. 1:**
- Approve the reappointment of Gloriela Pomare and Pastor Darrell Jackson to the Fresno/Arcola Advisory Committee for a term effective through September 30, 2014.
8. **COMMISSIONER, PCT. 3:**
- Approve renewal of the Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 124, effective through September 30, 2013, with services to be provided by Constable, Precinct 3.
9. **AUDITOR:**
- A. Approve Signature Authority Designation for Contract 23620521 with the Department of Family & Protective Services (DFPS).
 - B. Approve Internal Control Structure Questionnaire (ICSQ) for Fee for Service Contracts for the Department of Family and Protective Services for Contract 23620521.
10. **BUDGET & FINANCE/BUDGET TRANSFERS:**
- A. **Budget Office** : Approve FY2013 transfer in the amount of \$114 from Office Supplies into Information Technology to allocate funds for the purchase of computer related equipment into correct line item.
 - B. **Budget Office** : Approve FY2013 transfer in the amount of \$4,209,995 as detailed on Auditor's form dated October 15, 2012, to allocate funds from Commissioners Court projects into 2013 Capital Improvement Projects.
 - C. **Commissioner, Pct. 2** : Approve FY2012 transfer in the amount of \$168 as detailed on Commissioner's form dated October 12, 2012, to reallocate funds into correct line item for FY2012 expenditures.
 - D. **Associate County Court at Law Judge** : Approve FY2012 transfer in the amount of \$288 from Information Technology into Office Supplies to allocate funds into correct line item for FY2012 expenditures.

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- E. **Emergency Medical Service** : Approve FY 2012 transfer in the amount of \$4,000 from Capital Acquisitions into Property and Equipment to allocate funds for repair parts into correct line item for FY2012 expenditures.
 - F. **Facilities Management & Planning** : Approve FY2013 transfer in the amount of \$100,000 as detailed on Director's form dated October 1, 2012, to allocate funds for completion of renovations to the Travis Building.
 - G. **Facilities Management & Planning** : Approve FY2013 transfer in the amount of \$92,434 as detailed on Director's form dated October 18, 2012 for the realignment of two employees from Facilities Operations into Facilities Management and Planning.
 - H. **Indigent Health Care** : Approve FY2013 transfer in the amount of \$7,200 from Salaries and Labor into Temporary/Part Time to allocate funds for assistance during absence of two full time employees on Family Medical Leave.
 - I. **Road & Bridge** : Approve FY2013 transfer in the amount of \$1,069,383 as detailed on Auditor's form dated October 15, 2012 to reallocate funds into various Road & Bridge projects.
11. **CONSTABLE, PCT. 1:**
- A. Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and Greatwood Community Association, effective through September 30, 2013.
 - B. Approve and record into Minutes the State FY2012 Chapter 59 Asset Forfeiture Report by Law Enforcement Agency for the Office of Constable Precinct 1.
12. **CONSTABLE, PCT. 2:**
- A. Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and Briargate Community Improvement Association, effective through September 30, 2013.
 - B. Approve renewal of Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Big Oaks Municipal Utility District, effective through September 30, 2013.
 - C. Approve and record into Minutes the State FY2012 Chapter 59 Asset Forfeiture Report by Law Enforcement Agency for the Office of Constable Precinct 2.
 - D. Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and Quail Glen Homeowner's Association, effective through September 30, 2013.

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13. **CONSTABLE, PCT. 3:**

Approve and record into Minutes the State FY2012 Chapter 59 Asset Forfeiture Report by Law Enforcement Agency for the Office of Constable Precinct 3.

14. **CONSTABLE, PCT. 4:**

A. **Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and New Territory Residential Community Association, effective through September 30, 2013.**

B. **Approve and record into Minutes the State FY2012 Chapter 59 Asset Forfeiture Report by Law Enforcement Agency for the Office of Constable Precinct 4.**

15. **COUNTY ATTORNEY:**

Approve and record into Minutes the State FY2012 Chapter 59 Asset Forfeiture Report by Law Enforcement Agency for the Office of Fort Bend County Attorney.

16. **DISTRICT ATTORNEY:**

Approve and record into Minutes the State FY2012 Chapter 59 Asset Forfeiture Report by Attorney Representing the State for the Office of Fort Bend County District Attorney.

17. **ENGINEERING:**

A. **Accept Donation Deed for a 0.5994 acre tract of land from Fulshear Land Investment Partners, Ltd. for James Lane Bridge over Bessie's Creek project, and record same into Official Public Records, Precinct 3.**

B. **Accept Temporary Easement from Fulbrook Partners, Ltd. a Texas Limited Partnership for James Lane Bridge over Bessie's Creek project and record same into Official Public Records, Precinct 3.**

C. **Authorize modifications to the Notice of Change (NOC) to an Authorization for Stormwater Discharge from Small Municipal Separate Storm Sewer Systems (MS4) under TPDES Phase II MS4 General Permit (TXR040000) for submission to Texas Commission on Environmental Quality.**

D. **Approve Phase II (Small) MS4 Annual Report for TPDES General Permit No. TXR040000 for Fort Bend County Stormwater Quality Coalition, Year 5 for the reporting period of August 13, 2011 through August 12, 2012.**

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- E. **Approve payment of Invoice No. 4093 in the amount of \$18,740.00 to Property Acquisition Services, Inc. (PAS) regarding various right of way acquisition services within Precincts 1, 2, 3, and 4. (Fund: Right of Way)**
- F. **Approve payment of Invoice No. 459301/11/II in the amount of \$379,031.29 to Dannenbaum Engineering Corporation regarding Phase I Design Extension of FM 1093, from State Highway 99 to West of FM 359, Mobility Bond Project #748, Precinct 3. (Fund: 2007 Mobility Bonds)**
- G. **Approve payment of Invoice No. 58 in the amount of \$13,070.00 to Schaumburg & Polk, Inc. regarding Administrative Support for the 2007 Mobility Bond Projects within Precincts 1, 2, 3, and 4. (Fund: 2007 Mobility Bonds)**
- H. **Approve payment of Invoice No. 12-09-006 in the amount of \$54,585.00 to Kelly R. Kaluza, Inc. regarding the expansion of Golfview Drive, Mobility Bond Project #709, Precinct 1. (Fund: 2007 Mobility Bonds)**
- I. **Approve payment of Invoice No. 12-09-007 in the amount of \$6,953.00 to Kelly R. Kaluza, Inc. regarding Golfview Drive, Mobility Bond Project #709, Precinct 1. (Fund: 2007 Mobility Bonds)**
- J. **Approve payment of Invoice No. 12-09-014 in the amount of \$15,948.00 to Kelly R. Kaluza & Associates, Inc. regarding Harlem Road, Mobility Bond Project #726, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)**
- K. **Approve payment of Invoice No. 28019 in the amount of \$2,609.24 to Landtech Consultants, Inc. regarding the expansion of Mason Road, Mobility Bond Project#733, Precinct 3. (Fund: 2007 Mobility Bonds)**
- L. **Approve payment of Invoice No. 5 (Pay Estimate No. 5) in the amount of \$297,738.94 to Conrad Construction Co. Ltd. regarding the reconstruction of Burney Road, from Voss Road to Old Richmond, Mobility Bond Project #719, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)**
- M. **Approve payment of Invoice No. 2 (Pay Estimate No. 2) in the amount of \$104,912.01 to Mar-Con Services, LLC regarding drainage and paving improvements for West Bellfort Road, Mobility Bond Project #741, Precinct 4. (Fund: 2007 Mobility Bonds)**
- N. **Approve payment of Invoice No. 21001 in the amount of \$10,846.50 to Geotest Engineering, Inc. regarding the extension of Falcon Landing Boulevard, Mobility Bond Project #703, Precinct 3. (Fund: 2007 Mobility Bonds)**
- O. **Approve payment of Invoice No. 12-9-000007 in the amount of \$14,123.45 to Associated Testing Laboratories, Inc. regarding the expansion of Burney Road, from Old Richmond to Voss Road, Mobility Bond Project #719, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)**

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- P. **Approve payment of Invoice No. 21000 in the amount of \$13,075.00 to Geotest Engineering, Inc. regarding drainage improvements for the widening of West Bellfort Road, Mobility Bond Project #741, Precinct 4. (Fund: 2007 Mobility Bonds)**
- Q. **Approve application from CenterPoint Energy Entex to bury a 2-inch plastic gas line along Commercial Center Boulevard, Precinct 3.**
- R. **Approve application from Devon Street Homes to construct two driveway tie-ins onto Christen Canyon Lane, Precinct 3.**
- S. **Approve application from CenterPoint Entex to bore under and bury a 4-inch plastic gas line along Katy Flewellen Road and Kentmerse Ridge Lane, Precinct 3.**
- T. **Approve application from Consolidated Communications to bore under and bury cable along Peek Road and Grand Corner Drive, Precinct 3.**
- U. **Approve application from Center Point Energy to bore under and bury a 6-inch plastic gas main along Mason Road and West Bellfort Road, Precinct 4.**
- V. **Approve application from Fort Bend County MUD No. 194, c/o Costello Inc. Durwood Greene Construction Company to construct two road tie-ins onto the Grand Parkway, Precinct 4.**
- W. **Approve application from CenterPoint Entex to bury a 4-inch plastic gas line along Woodcreek Bend, Precinct 3.**
- X. **Approve application from C.E. Barker, Ltd. by SF Barker Management, LLC to bore an 8-inch sanitary sewer force main under Willow Fork Buffalo Bayou and Cane Island Branch, Precinct 3.**
- Y. **Approve the plat for Sunrise Meadow, Section 5, Amending Plat of Lots 53, 54 and 55, Block 1, Precinct 1.**
- Z. **Approve plat for Roesner Road West of Spring Green and Transcontinental Pipeline STD, Precinct 3.**
- AA. **Approve plat for the roads within Pine Mill Ranch, Section 23, Precinct 3.**
- BB. **Approve plat for the lots within Pine Mill Ranch, Section 23, Precinct 3.**
- CC. **Approve plat for the roads within Pine Mill Ranch, Section 24, Precinct 3.**
- DD. **Approve plat for the lots within Pine Mill Ranch, Section 24, Precinct 3.**
- EE. **Approve plat for the roads within Fieldstone, Section 6, Precinct 3.**
- FF. **Approve plat for the lots within Fieldstone, Section 6, Precinct 3.**

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- GG. Approve plat for the roads within Fieldstone, Section 7, Precinct 3.
- HH. Approve plat for the lots within Fieldstone, Section 7, Precinct 3.
- II. Approve plat for the roads within Long Meadow Farms, Section 29, Precinct 4.
- JJ. Approve plat for the lots within Long Meadow Farms, Section 29, Precinct 4.
- KK. Approve plat for the roads within Senova at Riverstone, Section 3, Phase 2, Pct. 4.
- LL. Approve plat for the lots within Senova at Riverstone, Section 3, Phase 2, Precinct 4.
- MM. Approve plat for the roads within Sienna Village of Bees Creek, Section 11, Pct. 2.
- NN. Approve plat for the lots within Sienna Village of Bees Creek, Section 11, Precinct 2.
- OO. Accept the streets in Cinco Ranch Southwest, Section 57: Calgary Woods Lane 578.59 LF; Haywards Crossing Lane 125.42 LF; and Haywards Crossing South Circle 327.54 LF; for a total of 1,031.55 LF; and release bond #SB016000406 in the amount of \$81,130.00, Precinct 3.
- PP. Set public hearing for the street name change in the Pine Mill Ranch Development from Katy-Flewellen Road to the new name of Winding Point Lane, beginning at Roesner Road to Mesquite Creek Lane; and extending through to Cinco Ranch Southwest Development. Portions already platted are: Katy Flewellen Road Street Dedication No. 1, FBCPR #20080130, Pine Mill Ranch, Sec. 17 FBCPT #20110138, and Pine Mill Ranch Drive No. 2 St. Dedication, FBCPR #20070085 (small stub street portion only), Precinct 3. *(Tuesday, November 20, 2012, at 1:00 p.m.)*
- QQ. Set public hearing for acceptance of the traffic control plan for Cinco Ranch Southwest, Section 57, Precinct 3. *(Tuesday, November 20, 2012, at 1:00 p.m.)*
- 18. **FACILITIES MANAGEMENT & PLANNING:**
 - A. Approve payment of Invoice No. 14512107 and Invoice No. 14512030, for an amount totaling \$66,911.00 to Johnson Supply for HVAC Supplies pursuant to RFQ-2012-42 regarding Rosenberg Annex Renovations. (Fund: Capital Improvement Project)
 - B. Approve payment of Retainer Invoice 1 in the amount of \$175,795.69 to PGAL for Architectural Services regarding the Justice Center. (Fund: Facility Bond Project)
- 19. **FIRE MARSHAL:**
 - Approve and record into Minutes the State FY2012 Chapter 59 Asset Forfeiture Report by Law Enforcement Agency for the Fort Bend County Fire Marshal.

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20. **FORT BEND COUNTY TOLL ROAD AUTHORITY:** The Board of Directors of the Fort Bend County Toll Road Authority (the Authority) reviewed this item at their regular Board meeting held on October 17, 2012, and makes the following recommendation to Commissioners Court:

Approve Consulting Agreement between Fort Bend County Toll Road Authority and Mike Stone Associates, Inc.

21. **FORT BEND GRAND PARKWAY TOLL ROAD AUTHORITY:** The Board of Directors of the Fort Bend Grand Parkway Toll Road Authority (GPTRA) reviewed these items at their regular meeting held on October 17, 2012, and makes the following recommendations to Commissioners Court:

- A. **Approve Consulting Agreement between Fort Bend Grand Parkway Toll Road Authority and Mike Stone Associates, Inc.**
- B. **Approve Supplemental Agreement No. 1 between Fort Bend Grand Parkway Toll Road Authority and Cobb Fendley & Associates, Inc.**
- C. **Approve Supplemental Agreement No. 1 between Fort Bend Grand Parkway Toll Road Authority and Terra Associates, Inc.**
- D. **Approve Facilities Extension Agreement between Fort Bend Grand Parkway Toll Road Authority and CenterPoint Energy Houston Electric, LLC.**
- E. **Approve Letter of No Objection from Dow Pipeline Company to Fort Bend Grand Parkway Toll Road Authority for proposed pipeline crossing.**

22. **HEALTH & HUMAN SERVICES:**

- A. **Animal Services :** Approve renewal of Interlocal Agreement between Fort Bend County, the City of Sugar Land, the City of Stafford, the City of Rosenberg and the City of Missouri City to conduct a Mega Adoption on November 3, 2012 at the Fort Bend County Fairgrounds.
- B. **Emergency Medical Service :**
 - 1. **Approve renewal of Mutual Aid Agreement for Emergency Medical Service between Fort Bend County and Colorado County.**
 - 2. **Approve renewal of Mutual Aid Agreement for Emergency Medical Service between Fort Bend County and the City of Wharton.**
 - 3. **Approve renewal of Emergency Medical Service Housing Agreement between Fort Bend County and Fort Bend County Emergency Services District No. 4.**

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23. **HUMAN RESOURCES:**

Approve request for withdrawal of 160 hours from the Shared Sick Leave Pool for employee of the District Clerk's Office, Position No. 4501-0018.

24. **JUVENILE PROBATION & DETENTION**

Approve First Amendment to the Interlocal Project Agreement between Fort Bend County and Fort Bend Independent School District for partial funding of the "Saved by the Bell Truancy Program" in the amount of \$240,000.00 for three years, through June 30, 2015.

25. **PARKS & RECREATION:**

Approve renewal of Agreement between Fort Bend County and William Smith, Sr., Tri-County Child Development Council, Inc. for operation and programming at the Fifth Street Community Center.

26. **PURCHASING:**

A. **Approve purchase and modification of the following items for the Sheriff's Office: Cellular Air time/Wireless from Nextel/Sprint for an amount not to exceed \$32,111.76; Wireless Card Service from Verizon Wireless for an amount not to exceed \$7,917.44; Psychological Exams for Inmates from Jesse A Reed, III, PhD for an amount not to exceed \$14,750.00; ImageNow Agreement modification for Perceptive Software for an amount not to exceed \$6,663.36; Extended Services Software and Maintenance Support from Tiburon, Inc. for an amount not to exceed \$198,620.00; and Vehicle Rental from Enterprise Rent a Car for an amount not to exceed in the amount of \$17,700.00; authorize payments pursuant to Section 130.908 of the Texas Local Government Code. (Fund: Sheriff's Office)**

B. **Record into Minutes the First Amendment to Construction Management Agreement between Fort Bend County and JE Dunn Construction pursuant to SOQ 12-048 regarding construction of the Precinct 2 Senior Center.**

27. **ROAD & BRIDGE:**

A. **Approve payment of Invoice No. TTI3349 (final) in the amount of \$11,883.42 to Traf Tex, Inc. for traffic signal construction at the intersection of Bay Hill and Falcon Landing Blvd. (Fund: Road & Bridge Traffic Signals)**

B. **Approve payment of Pay Estimate No. 4 in the amount of \$13,261.11 to Traf Tex, Inc. for traffic signal construction at the intersection of West Airport and Old Richmond Road. (Fund: Road & Bridge Traffic Signals)**

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- C. **Approve payment of Pay Estimate No. 5 in the amount of \$12,008.42 to Traf Tex Inc. for the traffic signal construction at the intersection of Westheimer Parkway and Saddle Spur. (Fund: Road & Bridge, Traffic Signals)**

28. **SHERIFF'S OFFICE:**

- A. **Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and Sienna Plantation Residential Association, effective through September 30, 2013.**
- B. **Approve renewal of Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 119, effective through September 30, 2013.**
- C. **Approve renewal of Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 30, effective through September 30, 2013.**

29. **TAX ASSESSOR/COLLECTOR:**

- A. **Record into Minutes the Summary Monthly Report of Property Taxes collected in September, 2012, as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.**
 - B. **Record into Minutes the Summary Yearly Report of Property Taxes collected from October 2011 through September 2012, as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.**
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30. **COMMISSIONER, PCT. 1:**

- A. **Take all appropriate action on request by Tony Hernandez to waive penalty, interest and collection fees totaling \$97.25 on property taxes for tax year 2011, Precinct 1.**
- B. **Take all appropriate action on the resignation of John Carrington from the Fresno/Arcola Advisory Committee and the appointment of Alan Gawlik to fill the remainder of the term, effective through September 30, 2013.**

31. **COMMISSIONER, PCT. 2:**

Take all appropriate action to transfer funds necessary for the construction of the Senior Citizens Center Project.

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32. COMMISSIONER, PCT. 4:

Take all appropriate action on request by Nafeesa Katib to waive penalty & interest totaling \$537.49 on property taxes for tax year 2011, Precinct 4.

33. COMMUNITY DEVELOPMENT:

- A. Take all appropriate action on Agreement between Fort Bend County and City of Needville in the amount of \$223,000 for the rehabilitation of a sanitary sewer collection system - Phase IV; part of the FY 2012 Consolidated Action Plan approved by Commissioners Court on July 3, 2012; authorize County Judge to sign all documents pertaining to agreement. (Fund: Community Development Block Grant)
- B. Take all appropriate action on Agreement between Fort Bend County and City of Arcola in the amount of \$201,030 for improvements to the water system; part of the FY 2012 Consolidated Action Plan approved by Commissioners Court on July 3, 2012; authorize County Judge to sign all documents pertaining to agreement. (Fund: Community Development Block Grant)
- C. Take all appropriate action on Agreement between Fort Bend County and Fort Bend County Municipal Utility District No. 19 in the amount of \$150,000 for water line replacement; part of the FY 2012 Consolidated Action Plan approved by Commissioners Court on July 3, 2012; authorize County Judge to sign all documents pertaining to agreement. (Fund: Community Development Block Grant)
- D. Take all appropriate action on Agreement between Fort Bend County and City of Richmond in the amount of \$220,000 for the installation of sanitary sewer collection line improvements - Phase IV; part of the FY 2012 Consolidated Action Plan approved by Commissioners Court on July 3, 2012; authorize County Judge to sign all documents pertaining to agreement. (Fund: Community Development Block Grant)
- E. Take all appropriate action on Agreement between Fort Bend County and City of Rosenberg in the amount of \$223,000 for installation of a sewer line; part of the FY 2012 Consolidated Action Plan approved by Commissioners Court on July 3, 2012; authorize County Judge to sign all documents pertaining to agreement. (Fund: Community Development Block Grant)

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34. ASSOCIATE COUNTY COURT AT LAW:

Take all appropriate action on request to pay the amount of \$213.73 to Matthew Bender for legal materials purchased in FY2012 after purchase order closed. (Fund: Associate County Court at Law, Office Supplies)

35. CONSTABLE, PCT. 1

Take all appropriate action on request to pay by Invoice Transmittal the amount of \$75.00 to A&M Automotive for towing services provided without a purchase order. (Fund: Law Enforcement Agreement with Fort Bend Municipal Utility District No. 23)

36. COUNTY COURT AT LAW NO. 3:

Take all appropriate action on longevity and benefit replacement pay to the applicable County Court at Law Judges, pursuant to 81st Legislature, House Bill 765 effective November 1, 2012.

37. ENGINEERING:

- A. Take all appropriate action on Change Order No. 2 to the Agreement between Fort Bend County and Conrad Construction Company, Ltd., to increase the amount by \$6,622.38 for a total contract amount not to exceed \$5,322,893.37 regarding the reconstruction of Burney Road, from Voss Road to Old Richmond, Mobility Bond Project #719, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)
- B. Take all appropriate action on request by Kenneth and Shelia Bohacek for a variance to the Fort Bend County Regulations of Subdivisions, Section 2.2 B, to allow 2.00 acres to be divided out of a called 14.678 acre tract situated in the Gabriel Cole 1/4 League, Abstract 20, recorded in official Fort Bend County Deed Records, Instrument #2006094549, Fort Bend County, Texas, Precinct 1.
- C. Take all appropriate action on request for temporary road closure, pursuant to Section 251.011 of the Texas Transportation Code, to close Parish Mill Lane at Burney Road from October 29, 2012 for approximately thirty (30) days, for construction purposes regarding Mobility Bond Project No. 719, Precinct 4.
- D. 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 Cinco Ranch Southwest, Section 71, on behalf of Terrabrook Cinco Ranch Southwest, LLC, Precinct 3.
- E. Take all appropriate action on plat for the roads within Cinco Ranch Southwest, Sec. 71, Precinct 3.
- F. Take all appropriate action on plat for the lots within Cinco Ranch Southwest, Section 71, Precinct 3.

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- G. 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 Sienna Village of Bees Creek, Section 12 on behalf of Sienna/Johnson North, L.P., Pct. 2.
 - H. Take all appropriate action on plat for the roads within Sienna Village of Bees Creek, Section 12, Precinct 2.
 - I. Take all appropriate action on plat for the lots within Sienna Village of Bees Creek, Section 12, Precinct 2.
38. LIBRARY:
- Take all appropriate action on request to pay the amount of \$302.00 by Invoice Transmittal to Automated Logic for repairs to the HVAC unit at the George Memorial Library without a purchase order. (Fund: FY 2012 Library, Fees)
39. MENTAL HEALTH PUBLIC DEFENDER:
- Take all appropriate action on request to transfer the amount of \$423,559 as detailed on Budget Director's form dated October 16, 2012, to allocate funds for the County's portion of the Mental Health Public Defender Grant Program for FY2013.
40. OFFICE OF EMERGENCY MANAGEMENT:
- A. Take all appropriate action on request to pay by Invoice Transmittal the amount of \$267.00 to Audio Visual Technologies Group for service call on equipment provided without a purchase order. (Fund: Office of Emergency Management, Fees)
 - B. Take all appropriate action on update to Annex C of the Fort Bend County Emergency Operations Plan, Shelter & Mass Care.
 - C. Take all appropriate action on the Assignment Agreement to transfer PIER Center property from Fort Bend County to Brazoria County.
41. PARKS & RECREATION:
- Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$45.00 to Gillen Pest Control, Inc. for services provided without a purchase order. (Fund: Parks, Fees)

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42. PUBLIC TRANSPORTATION:
- A. Take all appropriate action on Amendment No. 1 to the Independent Contractor Agreement between Fort Bend County and ParkWest Staffing, Inc. to provide Ambassador services effective through December 7, 2015. (Fund: Public Transportation)
 - B. Take all appropriate action on request to pay by Invoice Transmittal the amount of \$9,000.00 to Texas Transportation Institute for literature review regarding the Fort Bend Downtown Commute Study provided without a purchase order. (Fund: Public Transportation, Grant)
43. PURCHASING:
- A. 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 from only one source, for commitment hearings to state mental facilities from the following: Travis County for Austin State Hospital; Howard County for Big Spring Hospital; Cherokee County for Rusk State Hospital; Kerr County for Kerrville State Hospital; Wilbarger County for Vernon State Hospital; Bexar County for San Antonio State Hospital; and Kaufman County for Terrell State Hospital.
 - B. Take all appropriate action on Agreement between Fort Bend County and Asakura Robinson Company, LLC for Landscape Architectural Services for Beautification of US 59 at FM 762 Intersection rights-of-way, pursuant to SOQ 12-022, in an amount not to exceed \$153,072.38. (Fund: FM 762 Plan)
 - C. Take all appropriate action on First Amendment between Fort Bend County and TSC Engineering for professional engineering and surveying services for West Bellfort Road, in an amount not to exceed \$32,960.50; Mobility Bond Project #741, Precinct 4. (Fund: 2007 Mobility Bonds)
 - D. Take all appropriate action on Agreement between Fort Bend County and Isani Consultants, Inc. for professional engineering services for Katy Gaston Road, in an amount not to exceed \$178,093; Mobility Bond Project #733, Precinct 3. (Fund: 2007 Mobility Bonds)
 - E. 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 OverDrive, Inc. to make digital content materials available through the Library website, in an amount not to exceed \$75,000. (Fund: Library)
 - F. Take all appropriate action on Nexus Media License Agreement for service regarding the digital display system from ASI Signage Innovation approved by Commissioners Court on August 7, 2012.

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- G. Take all appropriate action on Third Amendment to Agreement for Professional Actuarial Services between Fort Bend County and Milliman, Inc. in an amount not to exceed \$19,500. (Fund: Risk Management, Fees)
 - H. Take all appropriate action on renewal of 2013 Texas Association of Counties Retiree Medical Program (County Choice Silver).
 - I. Take all appropriate action on renewal of the agreement for license and support from Oracle Corporation per DIR-VPC-03-018 in an amount not to exceed \$45,744.88. (Fund: Information Technology, Fees)
 - J. Take all appropriate action on Office of Emergency Management Backbone Project Quote # DIR-FBCO-4 from MCA Communications, Inc. utilizing Department of Information Resources Contract #DIR-SDD-1533 for an amount not to exceed \$128,039.87. (Fund: Office of Emergency Management, Grant)
 - K. Take all appropriate action on the purchase of Physical Access Control and Closed Circuit Television Systems from DA Mid South utilizing GSA Contracts GS-07F-9323S and GS-07F-045QK for an amount not to exceed \$79,016.60. (Fund: Office of Emergency Management, Grants)
 - L. Take all appropriate action to approve Component Change Order No. 1 to the Agreement between Fort Bend County and JE Dunn South Central in the amount of \$939,831 for Phase I Services regarding the Precinct 2 Senior Center Project. (Fund: Capital Improvement Project)
44. SHERIFF'S OFFICE:
- A. Take all appropriate action on Revised Order Creating Rules and Regulations for Nonconsent Towing and Storage Services in the Unincorporated Area of Fort Bend County.
 - B. Take all appropriate action on request for variance to the Fort Bend County Fuel Card Policy, to authorize payment by Invoice Transmittal in the amount of \$31.57 to Comdata for fuel purchased within the County. (Fund: Sheriff, Enforcement, Operating)
 - C. Take appropriate action on request for the reclassification of eight positions in the Sheriff's Office, as detailed on Sheriff's form dated September 10, 2012. (Fund: Sheriff Detention and Sheriff Enforcement)

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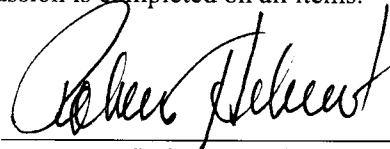
45. Approve Bills pursuant to Section 130.908 of the Texas Local Government Code.
46. Approve Bills.
47. Ratify the release of time sensitive bills by Auditor on October 18, 2012.
48. Authorize County Auditor to pay and release time sensitive bills on November 1, 2012, to be ratified by Commissioners Court on November 6, 2012.
49. Meet in Closed Session to deliberate the following matters as authorized by the Texas Government Code:

§ 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.
 - A. Regal Ranch - Leasehold Interest.
 - B. Medical Subrogation Lien Claim: Spencer, Oshea; Date of Incident: September 19, 2010.
 - C. Medical Subrogation Lien Claim: Ramirez, Ramon L.; Date of Incident: November 6, 2010.
 - D. Medical Subrogation Lien Claim: Salinas, Diana; Date of Incident: November 6, 2010.
 - E. Cause No. 10-DCV-180443; Patricia Cantu vs. Fort Bend County, Texas; In the 240th Judicial District Court of Fort Bend County, Texas.

October 23, 2012

50. Reconvene Open Session and consider taking action on the following matters:
- § 551.071. Consultation With Attorney.
- A. Regal Ranch - Leasehold Interest.
 - B. Medical Subrogation Lien Claim: Spencer, Oshea; Date of Incident: September 19, 2010.
 - C. Medical Subrogation Lien Claim: Ramirez, Ramon L.; Date of Incident: November 6, 2010.
 - D. Medical Subrogation Lien Claim: Salinas, Diana; Date of Incident: November 6, 2010.
 - E. Cause No. 10-DCV-180443; Patricia Cantu vs. Fort Bend County, Texas; In the 240th Judicial District Court of Fort Bend County, Texas.
51. 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 19, 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 1:52 A.M.
P.M.
OCT 19 2012 JF


County Clerk Fort Bend Co. Texas