

**MINUTES**

BE IT REMEMBERED, That on this 23rd DAY of OCTOBER, 2012, Commissioners Court of Fort Bend County, Texas, met at a regular meeting with the following present:

ROBERT E. HEBERT	COUNTY JUDGE
RICHARD MORRISON	COMMISSIONER PRECINCT 1
GRADY PRESTAGE	COMMISSIONER PRECINCT 2
ANDY MEYERS	COMMISSIONER PRECINCT 3
JAMES PATTERSON	COMMISSIONER PRECINCT 4
DIANNE WILSON	COUNTY CLERK

When the following were heard and the following orders were passed:

**1. Call to Order.**

Call to Order by Judge Hebert at 1:00 p.m.

**2. Invocation and Pledge of Allegiance by Commissioner Prestage.**

Invocation and Pledge of Allegiance by Commissioner Prestage.

**3. Approve minutes of regular meeting held on October 9, 2012.**

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve the minutes of regular meeting held on October 9, 2012.

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

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

October Service Awards presented to county employees.

No public comments.

Judge Hebert announced that early voting is October 22 - November 2 and Election Day is November 6.

**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.**

Public hearing held. No public comments.

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve agenda item 5 A-D.

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

**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.**
- 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.**

**Item 6 continued - Out of State Travel:**

- 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.
  - 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.

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

- 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 Sept. 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 Sept. 30, 2013.**
- 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.**
- 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)**

**Item 17 continued - Engineering:**

- 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 Belfort 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)**
- 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 Belfort 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 Belfort 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.**

**Item 17 continued - Engineering:**

- 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.**
- 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.**

**Item 17 continued - Engineering:**

- 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.**

**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.**

**Item 21 continued - Fort Bend Grand Parkway Toll Road Authority:**

- 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.**

**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)**
- 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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Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 6 - 17DD and 17GG - 29 with corrections to 17 GG & HH - Precinct 4.

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

Items 17 EE & FF pulled.

**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.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to deny request by Tony Hernandez to waive penalty, interest and collection fees totaling \$97.25 on property taxes for tax year 2011, Precinct 1.

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

**Item 30 continued - Commissioner Pct. 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.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to accept the resignation of John Carrington from the Fresno/Arcola Advisory Committee and approve the appointment of Alan Gawlik to fill the remainder of the term, effective through September 30, 2013.

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

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

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

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to transfer \$1,335,610.00 (\$670,000 from Commissioners Court Projects and \$665,610 from Facilities Bond Project Interest) for the construction of the Senior Citizens Center Project.

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

**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.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to deny request by Nafeesa Katib to waive penalty & interest totaling \$537.49 on property taxes for tax year 2011, Precinct 4.

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

**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)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

- 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)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

**Item 33 continued - Community Development:**

- 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)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

- 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)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

**Item 33 continued - Community Development:**

- 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)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

**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)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered 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)

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

**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)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered 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)

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

**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.**

Moved by Commissioner Patterson Seconded by Commissioner Morrison to approve longevity and benefit replacement pay to the applicable County Court at Law Judges, pursuant to 81st Legislature, House Bill 765 effective November 1, 2012.

Motion withdrawn for further study of item.

**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)**

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

- 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.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve 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.

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

**Item 37 continued - Engineering:**

- 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.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve 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, Precincts 3 and 4.

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

Note: The contractor will post signs of the closure one week in advance.

- 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.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve 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, Pct. 3.

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

**Item 37 continued - Engineering:**

**E. Take all appropriate action on plat for the roads within Cinco Ranch Southwest, Sec. 71, Precinct 3.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the plat for the roads within Cinco Ranch Southwest, Sec. 71, Precinct 3.

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

**F. Take all appropriate action on plat for the lots within Cinco Ranch Southwest, Section 71, Precinct 3.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the plat for the lots within Cinco Ranch Southwest, Section 71, Precinct 3.

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

**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.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve 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.

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

**Item 37 continued - Engineering:**

**H. Take all appropriate action on plat for the roads within Sienna Village of Bees Creek, Section 12, Precinct 2.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve the plat for the roads within Sienna Village of Bees Creek, Section 12, Precinct 2.

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

**I. Take all appropriate action on plat for the lots within Sienna Village of Bees Creek, Section 12, Precinct 2.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve the plat for the lots within Sienna Village of Bees Creek, Section 12, Precinct 2.

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

**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)**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered 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)

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

**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.**

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered 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.

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

**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)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered 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)

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

- B. Take all appropriate action on update to Annex C of the Fort Bend County Emergency Operations Plan, Shelter & Mass Care.**

Moved by Commissioner Patterson Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve update to Annex C of the Fort Bend County Emergency Operations Plan, Shelter & Mass Care.

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

**Item 40 continued - Office of Emergency Management:**

- C. **Take all appropriate action on the Assignment Agreement to transfer PIER Center property from Fort Bend County to Brazoria County.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the Assignment Agreement to transfer PIER Center property from Fort Bend County to Brazoria County.

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

**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)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered 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)

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

**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)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

Note: Ambassador Services helps special needs people learn the public transportation system.

- 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)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered 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)

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

Note: This is a partnership between Chevron, City of Sugar Land, METRO and Fort Bend County.

**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.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to grant 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.

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

- 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)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

**Item 43 continued - Purchasing:**

- 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)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

- 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)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and 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)

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

**Item 43 continued - Purchasing:**

- 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)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to grant 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)

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

- 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.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Nexus Media License Agreement for service regarding the digital display system from ASI Signage Innovation approved by Commissioners Court on August 7, 2012.

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

**Item 43 continued - Purchasing:**

- 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)**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

- H. Take all appropriate action on renewal of 2013 Texas Association of Counties Retiree Medical Program (County Choice Silver).**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve renewal of 2013 Texas Association of Counties Retiree Medical Program (County Choice Silver).

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

- 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)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

**Item 43 continued - Purchasing:**

- 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)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to accept 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)

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

- 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)**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve 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)

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

**Item 43 continued - Purchasing:**

- 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)**

Moved by Commissioner Prestage Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered 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)

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

Note: This item is due to a change in the order process.

**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.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Revised Order Creating Rules and Regulations for Nonconsent Towing and Storage Services in the Unincorporated Area of Fort Bend County.

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

Officer Bronsell explained the changes and fees.

**Item 44 continued - Sheriff's Office:**

- 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)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to grant a 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)

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

- 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)**

Pulled.

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

Moved by Commissioner Patterson Seconded by Commissioner Meyers

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

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

- 46. Approve Bills.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve bills in the amount of \$8,926,822.98.

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

**47. Ratify the release of time sensitive bills by Auditor on October 18, 2012.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to ratify the release of time sensitive bills by Auditor on October 18, 2012 in the amount of \$3,088,999.53.

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

**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.**

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to authorize County Auditor to pay and release time sensitive bills on November 1, 2012, to be ratified by Commissioners Court on November 6, 2012.

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

**Recess:**

Recessed at 1:35 p.m.

**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.**

**Closed Session:**

Convened at 1:51 p.m.  
Adjourned at 2:41 p.m.

**Reconvene:**

Reconvened at 2:46 p.m.

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

**§ 551.071. Consultation With Attorney.**

**A. Regal Ranch - Leasehold Interest.**

No action.

**B. Medical Subrogation Lien Claim: Spencer, Oshea; Date of Incident: September 19, 2010.**

No action.

**C. Medical Subrogation Lien Claim: Ramirez, Ramon L.; Date of Incident: November 6, 2010.**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve and accept the proposal made by letter dated September 13, 2012 for the settlement of the County health care plan's Subrogation Lien against the personal injury claims asserted by Ramon Ramirez, arising from the accident on 11/06/2010.

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

**D. Medical Subrogation Lien Claim: Salinas, Diana; Date of Incident: November 6, 2010.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve and accept the proposal made by letter dated September 13, 2012 for the settlement of the County health care plan's Subrogation Lien against the personal injury claims asserted by Diana Salinas, arising from the accident on 11/06/2010.

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

**Item 50 continued - Reconvene Open Session and consider taking action on the following matters:**

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

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to negotiate the complete terms and provisions for the full and final settlement of Cause Number 10-DCV-180443 in the 240th Judicial District Court of Fort Bend County, Texas, styled Patricia Cantu vs. Fort Bend County, Texas and authorize the County Judge to execute and deliver the Settlement Agreement recommended for approval by the County Attorney.

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

**51. Adjournment.**

Commissioners Court adjourned at 2:49 p.m. on Tuesday, October 23, 2012.