

December 4, 2012

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS
TUESDAY, DECEMBER 4, 2012
1:00 P.M.**

AGENDA

1. Call to Order.
2. Invocation and Pledge of Allegiance by Commissioner Meyers.
3. Approve minutes of regular meeting held on November 20, 2012, and special meeting held on November 20, 2012.
4. Public Comments regarding the Agenda and Announcements.
5. PUBLIC HEARING: 1:00 p.m.: Conduct Public Hearing and take all appropriate action on the following matter:

Acceptance of the traffic control plan for Westheimer Lakes North, Section 5, Section 6, and Section 9, Precinct 3.

CONSENT AGENDA ITEMS 6 - 17

6. **OUT OF STATE TRAVEL:** Approve out-of-state travel requests for County personnel:
 - A. **Health & Human Services** : Melanie Manville to Emmitsburg, Maryland, January 13-18, 2013, to attend the Master Exercise Practitioner Program at the Emergency Management Institute. (Fund: FEMA and Public Health Emergency Preparedness Grant)
 - B. **Health & Human Services** : Melanie Manville to Emmitsburg, Maryland, May 19-24, 2013, to attend the Master Exercise Practitioner Program at the Emergency Management Institute. (Fund: FEMA and Public Health Emergency Preparedness Grant)
 - C. **Office of Emergency Management** : Krista Whitehead to Parker, Colorado, April 7-11, 2013, to attend International Association of Crime Analysis Telephone Toll Analysis training, sponsored by the 2012 UASI Intelligence Analyst Grant Program. (Fund: UASI Grant)

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- D. **Office of Emergency Management** : Jeff Braun to Chicago, Illinois, April 13-17, 2013, to attend the American Planning Association 2013 National Planning Conference. (Fund: Office of Emergency Management, Travel)
- E. **Sheriff's Office** : Ratify travel by A. Zarosky and A. Garcia to Athens, Alabama, November 26-27, 2012, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)
- F. **Sheriff's Office** : Ratify travel by W. Webber and L. Vaught to Dothan, Alabama, November 5-6, 2012, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)

7. **COUNTY JUDGE:**

Approve renewal of Agreement between Fort Bend County and Mental Health America of Fort Bend County in the amount of \$60,000 to provide mental health services for certain financially disadvantaged residents effective October 1, 2012 through September 30, 2013. (Fund: Non-Departmental, Fees)

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

- A. **Human Resources** : Approve FY2013 transfer in the amount of \$110 from Office Supplies into Information Technology to allocate funds into the correct line item for the purchase of three computer keyboards.
- B. **Library** : Approve FY2013 transfer in the amount of \$4,000 from Library, Utilities, into Facilities, Utilities, to allocate funds for the upgrade of fiber connections at First Colony, Missouri City, Sienna, and Sugar Land branch libraries.
- C. **Information Technology** : Approve FY2013 transfer in the amount of \$224,288 as detailed on Auditor's form dated November 20, 2012, to reallocate funds from completed projects into Project Rawhide.

9. **DISTRICT ATTORNEY:**

Approve awarding the District Attorney's Office Badge to Elizabeth Lieb for her four years of dedicated service to the citizens of Fort Bend County.

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10. **ENGINEERING:**

- A. **Approve payment of Invoice No. 59 in the amount of \$11,290.00 to Schaumburg & Polk, Inc. for Administrative Support regarding the 2007 Mobility Bond Projects within Precincts 1, 2, 3, and 4. (Fund: 2007 Mobility Bonds)**
- B. **Approve payment of Invoice No. 12-10-019 in the amount of \$6,870.00 to Kelly R. Kaluza & Associates, Inc. regarding Harlem Road, Mobility Bond Project #726, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)**
- C. **Approve payment of Invoice No. 6 in the amount of \$702.38 to H.R. Green regarding replacement of an existing bridge on Knight Road at the Gulf Coast Water Authority Canal, Precinct 2. (Fund: 2000 Mobility Bonds)**
- D. **Approve payment of Invoice No. 459301/12/II in the amount of \$265,150.91 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)**
- E. **Approve payment of Invoice No. 90030918 in the amount of \$2,944.64 to Union Pacific Railroad Company regarding installation of signals at Harlem Road, Mobility Bond Project #725A, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)**
- F. **Approve application from CenterPoint Entex to bore a 2-inch plastic gas line under Crossover Road, Precinct 3.**
- G. **Approve application from CenterPoint-Entex to bore a 2-inch plastic gas line under Roesner Road and Spring Green Blvd., Precinct 3.**
- H. **Approve application from CenterPoint-Entex to bore under and bury a 4-inch plastic gas line along Kingsland Blvd. and Pappas Road, Precinct 3.**
- I. **Approve application from CenterPoint Entex to bury a 4-inch plastic gas line along North Firethorne Road, Precinct 3.**
- J. **Approve application from CenterPoint-Entex to bore under and bury a 4-inch plastic gas line along Long Meadow Farms Parkway and Long Prairie Trace, Precinct 4.**
- K. **Approve application from CenterPoint Energy to bore under Grand Parkway (State Highway 99) west of Mason Road to install an electrical duct, Precinct 4.**
- L. **Approve application from M Street Homes, LLC to construct a driveway tie-in onto Oxford Lake Drive, Precinct 1.**
- M. **Approve application from Grande Communication to relocate existing 4-inch conduit on Mason Road east side of Grand Parkway (State Highway 99), Precinct 4.**

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- N. **Approve application from Wesson Sand Company, Inc. to construct a driveway tie-in onto Koeblen Road, Precinct 1.**
- O. **Approve release of Performance Bond #0220306064 in the amount of \$10,000.00 to ETC NGL Transport, LLC for completion of work on several drainage easements and county roads, Permit #84056, Precinct 1.**
- P. **Approve application from Verizon Communications to bore under Hagerson Road and bury cable along L J Parkway (West), Precinct 4.**
- Q. **Approve request for Fort Bend County to sponsor a Texas Department of Transportation Project on behalf of Taylor Morrison Texas, Inc. to expedite the construction of a Tie-in Paving Connection at proposed Winston Ridge Lane at FM 1463 within Churchill Farms Development, at no cost to the County, Precinct 3.**
- R. **Approve plat for the roads within Cinco Ranch Southwest, Section 69, Precinct 3.**
- S. **Approve plat for the lots within Cinco Ranch Southwest, Section 69, Precinct 3.**
- T. **Approve plat for the roads within Cinco Ranch Southwest, Section 70, Precinct 3.**
- U. **Approve plat for the lots within Cinco Ranch Southwest, Section 70, Precinct 3.**
- V. **Approve plat for the roads within Millwood at Riverstone, Section 1, Precinct 4.**
- W. **Approve plat for the lots within Millwood at Riverstone, Section 1, Precinct 4.**
- X. **Approve the plat for L J Parkway Street Dedication, Section 5 Phase I, Precinct 4.**
- Y. **Accept the streets in Winfield Lakes, Section 8: Winfield Lakes Trail 388.82 LF; Dale Green Lane 206.67 LF; Floral Bloom Way 854.93 LF; Grove View Trail 395.36 LF; Egret Chase Court 174.61 LF; Hawthorne Brook Lane 829.53 LF; Balsm Ridge Way 526.37 LF; Feather Green Trail 795.16 LF; and Acorn Glen Trail 210.05 LF; for a total of 4,381.50 LF; and release bond #6342872 in the amount of \$288,120.00, Precinct 2.**
- Z. **Accept the streets in Winfield Lakes, Section 16: Chimney Rock Road 799.68 LF; Tabor Mills Drive 591.15 LF; Cloudy Bay Drive 975.68 LF; Alcove Foster Court 653.42 LF; and Leadville Court 471.16 LF; for a total of 3,491.09 LF; and release bond #104797110 in the amount of \$291,760.00, Precinct 2.**
- AA. **Set public hearing for acceptance for the traffic/safety study for Barbara Jordan Elementary School at West Oaks Village and Bellaire Boulevard to add a "No U-turn" sign, Precinct 2. (Tuesday, January 8, 2013, at 1:00 p.m.)**

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- BB. Set public hearing for acceptance of the traffic control plan for Winfield Lakes, Section 8 and Section 16, Precinct 2. *(Tuesday, January 8, 2013, at 1:00 p.m.)*
- CC. Set public hearing for the traffic/safety study for Garland McMeans Junior High School at Westheimer Parkway to add "No Left Turn" signs, Precinct 3. *(Tuesday, January 8, 2013, at 1:00 p.m.)*
- DD. Set public hearing for CVS Commercial Reserves "A" and "B" Replat No. 2, Precinct 3. *(Tuesday, January 8, 2013, at 1:00 p.m.)*
- 11. **FACILITIES MANAGEMENT & PLANNING: The Director of Facilities Management & Planning submits these invoices for approval and payment for projects that have been budgeted and funded by Facility Bond and/or Capital Projects:**
 - A. Invoice No. 4 in the amount of \$15,904.65 to Bailey Architects for architectural services regarding the Library Administration Building;
 - B. Invoice No. 12-10-031 in the amount of \$9,400.00 to Kelly R. Kaluza & Associates, Inc. for Topographic Survey Work regarding the Courthouse Restoration Project;
 - C. Pay Application No. 11-013 010 in the amount of \$3,000.00 to Bass Construction Co., Inc., for Construction Services regarding the Employee Health Clinic.
- 12. **FORT BEND COUNTY TOLL ROAD AUTHORITY: The Board of Directors of the Fort Bend County Toll Road Authority reviewed these items at their regular meeting held on November 28, 2012, and makes the following recommendations to Commissioners Court:**
 - A. Approve Supplemental Agreement No. 1 to the Engineering Services Agreement between Fort Bend Toll Road Authority and HR Green, Inc. for Fort Bend Parkway, Project B.
 - B. Approve proposal from Fox & Bubela, Inc. to provide appraisal services for METRO right-of-way for the Westpark Extension Project B.
 - C. Approve proposal from CDM Smith Inc. to perform a Systemwide Level 2 Traffic and Revenue Study for the Fort Bend County Toll Road System.

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13. **FORT BEND GRAND PARKWAY TOLL ROAD AUTHORITY:** The Board of Directors of the Fort Bend Grand Parkway Toll Road Authority reviewed the following items for the Grand Parkway Segment Project at their regular Board meeting held on November 28, 2012, and makes the following recommendations to Commissioners Court:
 - A. Approve Supplemental Agreement No. 2 for Engineering Services between Fort Bend Grand Parkway Toll Road Authority and HTS Inc. Consultants.
 - B. Approve Engineering Services Agreement between Fort Bend Grand Parkway Toll Road Authority and HR Green, Inc.
 - C. Approve Construction Inspection Services Agreement between Fort Bend Grand Parkway Toll Road Authority and Brian Smith Construction Inspection, Inc.
 - D. Approve Supplemental Agreement No. 6 between Fort Bend Grand Parkway Toll Road Authority and TEDSI Infrastructure Group, Inc.
 - E. Approve Supplemental Agreement No. 3 for Engineering Services between Fort Bend Grand Parkway Toll Road Authority and Reynolds, Smith, and Hills, Inc.
 - F. The Board of Directors of the Fort Bend Grand Parkway Toll Road Authority reviewed this item for the Grand Parkway Segment D Project at their regular meeting held on October 17, 2012, and recommends that Commissioners Court approve Agreement for Continuing Disclosure Services between Fort Bend Grand Parkway Toll Road Authority and FSC Continuing Disclosure Services, a Division of First Southwest Company.
14. **HEALTH & HUMAN SERVICES:**
 - A. Accept and sign Memorandum of Understanding between Fort Bend County and Mental Health America Fort Bend County, the content of which is confidential and covered by Texas Government Code 418.183(f).
 - B. Social Services : Approve Vendor Agreement between Fort Bend County and TriEagle Energy to authorize Fort Bend County Social Services Department to make pledges of payment for eligible customer accounts.

15. **PURCHASING:**

- A. **Authorize advertising for bids for vehicles.**
- B. **Approve purchase of the following items for the Sheriff's Office: Installation of utilities for the incinerator for an amount not to exceed \$5,819.37 from CGL Facility Management; 120 Outlets for the Records Area for an amount not to exceed \$405.41 from CGL Facility Management; West tower hot water re-circulation service for an amount not to exceed \$21,889.68 from CGL Facility Management, and renewal of Total Track Plus for an amount not to exceed \$13,234.00 from Leads Online, LLC; and authorize payments pursuant to Section 130.908 of the Texas Local Government Code.**

16. **ROAD & BRIDGE:**

Approve renewal of Interlocal Agreement between Fort Bend County and City of Kendleton for the purchase of fuel.

17. **SHERIFF'S OFFICE:**

Approve renewal of Interlocal Agreements between Fort Bend County and the following entities for use of the County's Public Safety Radio System effective through September 30, 2013: Orchard Volunteer Fire Department; Fulshear Volunteer Fire Department; City of Richmond; City of Fulshear; City of Needville; and Fort Bend County Emergency Services District No. 4.

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

Take all appropriate action on request by Miracle House of Prayer – Arcola for a variance to Section 2F of the policy on Permits for the Construction of Driveways & Culverts on County Easements and Right of Ways in Fort Bend County to accept payment tendered in 2010 for work to be completed by County no later than October 1, 2013.

19. **COMMISSIONER, PCT. 4:**

Take all appropriate action on Gift Deed from Sprint Sand and Clay, LLC to donate two tracts of land to Fort Bend County; one 18.456-acre tract and one 0.580 acre tract of land in the John Levertton Survey, Abstract No. 402, at no cost to Fort Bend County and, record in the Official Public Records of the County Clerk's Office.

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20. COMMUNITY DEVELOPMENT: Take all appropriate action on Agreements between Fort Bend County and the following organizations, all of which are part of the FY2012 Consolidated Action Plan approved by Commissioners Court on July 3, 2012 and funded by the Community Development Block Grant; authorize County Judge to sign all documents pertaining to the Agreements:
 - A. Literacy Council of Fort Bend County in the amount of \$35,000 to provide administrative and operating expenses and salaries, including fringe benefits for the student/tutor match program;
 - B. Child Advocates of Fort Bend County in the amount of \$29,000 for supplies and the salary for a Bilingual Forensic Interviewer/Children's Services Coordinator;
 - C. The Arc of Fort Bend County in the amount of \$27,992 to provide social and recreational activities for program participants.
21. CONSTABLE, PCT. 3:

Take all appropriate action on request to transfer the amount of \$3,000 from FY2013 Non-Departmental Contingency into Constable, Pct. 3, Information Technology to allocate funds for the purchase of a new computer server.
22. ENGINEERING:
 - A. Take all appropriate action on the Standard Utility Agreement between Fort Bend County and Dow Pipeline Company for pipeline relocation necessary for improvements to West Bellfort, Phase 2, from SH 99 to Harlem Road in an amount not-to-exceed \$32,100.00. (Fund: Right-of-Way)
 - B. Take all appropriate action on request by Michael Wehring and Gary Wehring for a variance to the Fort Bend County Regulations of Subdivisions, Section 2.2 C, to allow 13.00 acres of land to be divided out of the Ben Wehring Called 75.00 acre tract recorded in Vol. 471, Page 44 of the FBC Deed Records located in the I & G.N.R. R. Co. Survey, Abstract 356, and the H&TC RR Co. Survey 11, Abstract 212, as conveyed to Huisman North America Services, LLC Instrument #2012113188, Fort Bend County, Texas, Precinct 1.
23. FACILITIES MANAGEMENT & PLANNING:

Take all appropriate action on request to transfer the amount of \$21,300 from FY2013 Non-Departmental Contingency into Facilities, Repairs and Maintenance, to allocate funds for plumbing repairs at the Juvenile Detention Facility.

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24. HEALTH & HUMAN SERVICES:

Take all appropriate action on submission of the following projects for the Pass 2, 1115 Waiver Program and authorize funding for four years: Implement an Evidence-Based Disease Prevention Program; Redesign Primary Care; and Provide an Intervention for a Targeted Behavioral Health Population to Prevent Unnecessary Use of Services in a Specified Setting: Juvenile Justice System.

25. INFORMATION TECHNOLOGY:

Take all appropriate action on request to transfer the amount of \$16,832 from FY2013 Non-Departmental Contingency into Information Technology, Capital Acquisitions, to allocate additional funds for the purchase order to Tyler Technology.

26. PARKS DEPARTMENT:

Take all appropriate action on request to pay by Invoice Transmittal the amount of \$128.36 to Team Maintenance, Inc. for service charges incurred without a purchase order, related to termination of the contract. (Fund: Parks Department)

27. PUBLIC TRANSPORTATION:

Take all appropriate action on Amendment No 1 to Contract Number 51212F7018 and Amendment No. 1 to Contract Number 51212F7253 between Fort Bend County and Texas Department of Transportation, to accept grant award in the amount of \$214,160 in State Grant funds associated with the 2010 Census Impact Call for projects, with no cash match required by Fort Bend County.

28. PURCHASING:

Take all appropriate action on RFP 13-009, Ambulance Transport for Public Health Emergency Response.

29. RISK MANAGEMENT:

Take all appropriate action on the 2013 Fort Bend County Employee Benefit Rates for Active Employees, Retirees, Leave of Absence, and COBRA participants.

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30. SHERIFF'S OFFICE:
 - A. Take all appropriate action on Amendment No. 1 to the Inmate Telephone Service Agreement between Fort Bend County and Global Tel*Link Corporation.
 - B. Take all appropriate action on Modification No. 3 to the High Intensity Drug Trafficking Area (HIDTA) Grant Number G12HN0010A, accepting additional funds in the amount of \$120,169.60 for a total award of \$770,252.60 for use by law enforcement through December 31, 2013.
 - C. Take all appropriate action on request to pay by Invoice Transmittal the amount of \$55,531.97 to Correctional Healthcare Companies for medical services provided during September 2012, without a purchase order, due to overages from 2011 medical services. (Fund: Sheriff, Detention, Operating, Professional Services)
31. Approve Bills pursuant to Section 130.908 of the Texas Local Government Code.
32. Approve Bills.
33. Ratify the release of time-sensitive bills by the Auditor on November 29, 2012.
34. Meet in Closed Session to deliberate the following matters as authorized by the Texas Government Code:
 - A. § 551.071. Consultation With Attorney. Commissioners Court will meet in Closed Session to seek the advice of its attorney about pending or contemplated litigation; a settlement offer; or on a matter in which the duty of the attorney to Commissioners Court under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Texas Government Code Chapter 551.

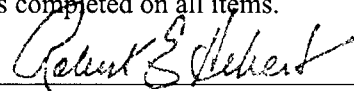
Patsy Schultz, CPA Hearing No. 103,241.
 - B. § 551.072. Deliberation Regarding Real Property. Commissioners Court will meet in Closed Session to deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.
 1. Kroesche Road Bridge, Precinct 1.
 2. Spur 10; Texas Department of Transportation 90/10 Reimbursement Project, Precinct 1.
 3. Cottonwood Church Road, Precinct 1.

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35. Reconvene Open Session and consider taking action on the following matters:
- A. § 551.071. Consultation With Attorney.

Patsy Schultz, CPA Hearing No. 103,241.
 - B. § 551.072. Deliberation Regarding Real Property.
 - 1. Kroesche Road Bridge, Precinct 1.
 - 2. Spur 10; Texas Department of Transportation 90/10 Reimbursement Project, Precinct 1.
 - 3. Cottonwood Church Road, Precinct 1.
36. 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, November 30, 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 12:30 A.M.
P.M.
NOV 30 2012 SF

County Clerk Fort Bend Co. Texas