

APPROVAL OF MINUTES  
COMMISSIONERS COURT  
FORT BEND COUNTY

I, Dianne Wilson, duly elected County Clerk and Clerk of Court, Fort Bend County, Texas do hereby submit the Official Minutes of Commissioners Court held on the 26th day of March, 2013.



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DIANNE WILSON, COUNTY CLERK

Now, therefore, be it resolved upon the motion of Commissioner Meyers seconded by Commissioner Patterson, duly put and carried, it is ordered to accept as presented for record the attached minutes approved on this the 2nd day of April, 2013.



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ROBERT E. HEBERT, COUNTY JUDGE

March 26, 2013

## MINUTES

BE IT REMEMBERED, That on this 26th DAY of MARCH, 2013, 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
SHERRY FISK for 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 March 12, 2013.**

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 March 12, 2013.

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

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

Brett Charles with Texas Municipal Police Assoc. is in support of the Civil Service provision on item 30B.

Carol Edwards, CEO of Access Health, is in favor of the Medicaid expansion benefit on item 29.

March Service Awards were presented to county employees.

Judge Hebert introduced Mark Flathouse, the new Fire Marshal.

Commissioner Meyers introduced Lori Ann Belin, his new executive assistant.

Judge Hebert announced that Fort Bend County, for the fourth year in a row, won a Gold Leadership Circle award for financial transparency online.

March 29 is a county holiday for Good Friday.

**5. PUBLIC HEARINGS: 1:00 p.m.: Conduct Public Hearing and take all appropriate action on the following matter:**

**Acceptance of the street name change in the Avalon at Pine Mill Ranch Development from Nottingham Bluff Lane to Nottingham Bluff Lane, within the Avalon at Pine Mill Ranch, Section 1 plat, FBC plat records instrument #20120188, 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 accept the street name change in the Avalon at Pine Mill Ranch Development from Nottingham Bluff Lane to Nottingham Bluff Lane, within the Avalon at Pine Mill Ranch, Section 1 plat, FBC plat records instrument #20120188, Precinct 3.

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

**CONSENT AGENDA ITEMS 6 - 22**

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

**County Judge: Judge Robert Hebert to Washington, D.C., April 16-18, 2013, to attend executive meetings of the National Council for Public Private Partnerships and visit with federal legislative representatives. (Fund: Non-Departmental, Travel)**

7. **OUT OF STATE TRAVEL:** Approve out-of-state travel requests for County personnel:
  - A. **County Clerk:** Diane Shepard and Cindy Twardowski to San Diego, California, September 21-26, 2013, to attend Government Records Management 2013 User Groups Conference. (Fund: County Clerk, Travel)
  - B. **Sheriff's Office:** Ratify travel by W. Webber and S. Mayle to Mobile, Alabama, March 13-14, 2013, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)
  - C. **Sheriff's Office:** Ratify travel by R. Williamson and S. Mattice to Grand Rapids, Michigan, March 14-15, 2013, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)
8. **COUNTY JUDGE:**
  - A. Approve correction of typographical error on Order Calling an Election to Confirm the Creation of Fort Bend County Emergency Services District 6, as approved by Commissioners Court on February 26, 2013.
  - B. Ratify County Judge's signature as Authorized Official of Local Government to approve emergency shelter activities proposed by the Fort Bend County Women's Center, Inc. for State of Texas 2013 Emergency Shelter Grant funds.
9. **AUDITOR:**
  - A. Accept Monthly Financial Report prepared by the County Auditor for three months ending December 31, 2012 pursuant to Local Government Code Section 114.023.
  - B. Accept the Fort Bend County Comprehensive Annual Financial Report for the year ended September 30, 2012; audited by Sandersen Knox & Company, LLP.
10. **BUDGET & FINANCE/BUDGET TRANSFERS:**
  - A. **Agri-Life Extension Office:** Approve transfer in the amount of \$280 as detailed on Auditor's form dated March 19, 2013, to amend the budget pursuant to Local Government Code Section 111.07075 and allocate revenue received for printing services provided.
  - B. **Behavioral Health Services:** Approve transfer in the amount of \$3,000 as detailed on Auditor's form dated March 18, 2013 to amend the budget pursuant to Local Government Code Section 111.0707 and allocate funds received for services provided regarding the Interlocal Agreement between Fort Bend County and Harris County.
  - C. **Budget Office:** Approve transfer in the amount of \$75 from Office Supplies into Information Technology to allocate additional funds for software purchase to create training video.
  - D. **Fire Marshal:** Approve transfer in the amount of \$69 from Travel into Information Technology to allocate funds for the purchase of battery for back-up system.

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

- E. **Public Transportation:** Approve transfer in the amount of \$162,115 as detailed on Director's form dated March 19, 2013, to allocate funds for the local match required for additional federal funds requested for the Job Access Reverse Commute grant authorized by Commissioners Court on August 7, 2012.
- F. **Road & Bridge:** Approve transfer in the amount of \$415 from Operating Supplies into Information Technology to allocate funds for software upgrade to make traffic signs.
- G. **Tax Assessor/Collector:** Approve transfer in the amount of \$22,800 from Salaries into Temporary/Part-Time to allocate additional funds for assistance needed during employee absence on family medical leave.

**11. COUNTY CLERK:**

Record into Minutes the Certificate of Completion awarded to County Clerk Dianne Wilson for completion of the required twenty hours of Continuing Education for 2012, as prescribed in Section 51.605 of the Texas Government Code.

**12. ENGINEERING:**

- A. Approve payment of Invoice No. 4202 in the amount of \$17,381.25 to Property Acquisition Services, Inc. regarding various right of way acquisition services within Precincts 1, 2, 3, and 4. (Fund: Right of Way)
- B. Approve payment of Invoice No. 13FB1-01 in the amount of \$81,885.00 to Progressive Consulting Engineers regarding turn lane design improvements at six intersections in conjunction with Fort Bend County Assistance District No. 1: Fry Road at Seven Meadows Blvd., Fry Road at Grand Parkway (SH 99), S-Concrete Curve at driveway to Whole Foods Market, Westheimer Parkway at Grand Parkway (SH 99), Westheimer Parkway at Cinco Ranch Blvd., and Westheimer Parkway at Commercial Center Drive, Mobility Bond Project #X23, Pct. 3. (Fund: 2007 Mobility Bonds and Fort Bend County Assistance District No. 1)
- C. Approve payment of Invoice No. 13-01-014 in the amount of \$90,159.00 to Kelly Kaluza & Associates, Inc. regarding improvements to Harlem Road, Mobility Bond Project #726, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)
- D. Approve payment of Invoice No. 13-2 000036 in the amount of \$10,293.15 to Associated Testing Laboratories, Inc. regarding Burney Road, Phase I, from Old Richmond to Voss Road, Mobility Bond Project #719, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)
- E. Approve payment of Invoice No. 211560131R in the amount of \$513.00 to Huitt-Zollars, Inc. regarding the expansion of Falcon Landing Blvd., from Greenbusch to Katy-Gaston, Mobility Bond Project #703, Precinct 3. (Fund: 2007 Mobility Bonds)
- F. Approve payment of Invoice No. 779-001-13 in the amount of \$5,970.00 to TSC Engineering regarding improvements to West Bellfort, Phase B, (from SH 99 to Harlem Road, Mobility Bond Project #741, Precinct 4. (Fund: 2007 Mobility Bonds)

**Item 12 continued - Engineering:**

- G. Approve payment of Invoice No. 779-001-14 in the amount of \$3,904.86 to TSC Engineering regarding improvements to West Bellfort Road, Phase B, from SH 99 to Harlem Road, Mobility Bond Project #741, Precinct 4. (Fund: 2007 Mobility Bonds)**
- H. Approve payment of Invoice No. 21263 in the amount of \$7,004.50 to Geotest Engineering, Inc. regarding Falcon Landing Boulevard, Phase 4 , from Spring Green to Gaston Road, Mobility Bond Project #703 (D), Precinct 3. (Fund: 2007 Mobility Bonds)**
- I. Approve payment of Invoice No. 21266 in the amount of \$185.00 to Geotest Engineering, Inc. regarding Falcon Landing Boulevard Road Extension, Phase 2, Mobility Bond Project #703 (B), Precinct 3. (Fund: 2007 Mobility Bonds)**
- J. Approve application from 4 C Construction Services to construct two driveway tie-ins onto Dora Lane, and one driveway tie-in onto Old Richmond Road, and to construct an outfall on Dora Lane, Precinct 4.**
- K. Approve application from CenterPoint Entex to bury a 4-inch plastic gas line along Roesner Road and Gaston Road, Precinct 3.**
- L. Approve application from Tackle Construction Company, Inc. to bore a 6-inch water line under Grand Corner Drive, Precinct 3.**
- M. Approve application from Devon Street Homes to construct three driveway tie-ins onto Butterfly Lane, Precinct 1.**
- N. Approve application from Fort Bend Renewables, LLC to bore under Davis Estates Road, Precinct 1.**
- O. Approve application from Devon Street Homes to construct two driveway tie-ins onto Jay Thrush Drive, Precinct 3.**
- P. Approve application from Reddico Construction Company, Inc. to bore under and bury a water line along Canyon Fields Drive, Precinct 3.**
- Q. Approve the plat for Cinco CLA Childrens Learning Adventure, Precinct 3.**
- R. Approve the plat for Cinco Charities Ballard House, Precinct 3.**
- S. Approve plat for the road within Pine Mill Ranch Drive Reserve No. 1, Precinct 3.**  
**Pulled.**
- T. Approve plat for the Reserve within Pine Mill Ranch Drive Reserve No. 1, Precinct 3.**  
**Pulled.**
- U. Approve the plat for Victory Assembly of God, Precinct 2.**
- V. Approve the plat for Monterrey at Willowbend Lift Station, Precinct 3.**

**Item 12 continued - Engineering:**

- W. Approve plat for the roads within Cinco Ranch Southwest, Section 72, Precinct 3.**
- X. Approve plat for the lots within Cinco Ranch Southwest, Section 72, Precinct 3.**
- Y. Approve plat for the roads within Pine Mill Ranch, Section 25, Precinct 3.**
- Z. Approve plat for the lots within Pine Mill Ranch, Section 25, Precinct 3.**
- AA. Approve plat for the roads within Monterrey at Willowbend, Section 1, Precinct 3.**
- BB. Approve plat for the lots within Monterrey at Willowbend, Section 1, Precinct 3.**
- CC. Accept the streets in Katy Creek Ranch, Section 6: Katy Creek Ranch Drive 738.94 LF; Tancy Ranch Court 391.36 LF; Lake Drive 679.86 LF; Gardenia Ranch Drive 443.88 LF; and Lily Ranch Drive 754.12 LF; for a total of 3,008.16 LF; and release bond #58653417 in the amount of \$225,000.00, Precinct 3.**
- DD. Accept the streets in Katy Creek Ranch, Section 7: Lake Drive 562.69 LF; Lilac Ranch Drive 755.64 LF; and Yasmine Ranch Drive 721.14 LF; for a total of 2,039.47 LF; and release bond #58682000 in the amount of \$143,000.00, Precinct 3.**
- EE. Set public hearing for acceptance of the traffic control plan for Katy Creek Ranch, Section 6 and Katy Creek Ranch, Section 7, Precinct 3. *(Tuesday, April 23, 2013, at 1:00 p.m.)***
- FF. Set public hearing for acceptance of the revised traffic control plan for University Boulevard from LJ Parkway to Oilfield Road, to establish the speed limit at 40 mph, Precinct 4. *(Tuesday, April 23, 2013, at 1:00 p.m.)***
- GG. Set public hearing for acceptance of the revised traffic control plan for Katy ISD Seven Lakes Junior High School located on Katy Gaston Road south of Fry Road, to establish additional school zones signs and no parking signs, Precinct 3. *(Tuesday, April 23, 2013, at 1:00 p.m.)***
- HH. Set public hearing for acceptance of the traffic/safety study for Katy ISD No. 12, WoodCreek Junior High School at Katy Flewellen, reducing the school zone limit, Precinct 3. *(Tuesday, April 23, 2013, at 1:00 p.m.)***
- II. Set public hearing for replat of Oreilly FM 1464 Subdivision, being a replat of a portion of Restricted Reserve "A" in Twin Oaks Village, Section 15, Precinct 2. *(Tuesday, May 7, 2013, at 1:00 p.m.)***
- JJ. Set public hearing for replat of Long Meadow Farms Commercial Reserve, Sec 1, Partial Replat No. 2, Precinct 4. *(Tuesday, May 7, 2013, at 1:00 p.m.)***

13. **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. 2012-001-03 in the amount of \$53,921.96 to STOA Architects for Architectural Services regarding expansion of the Central Appraisal District facility;
  - B. Invoice No. 8 in the amount of \$20,030.43 to Bailey Architects for architectural services regarding the Library Administration Building.
14. **FIRE MARSHAL:**

Approve and record Official Bond and Oath for Fire Marshal Mark Flathouse in the amount of \$2,000 effective March 18, 2013 through March 18, 2015.
15. **FORT BEND COUNTY TOLL ROAD AUTHORITY: The Board of Directors of the Fort Bend County Toll Road Authority (the Authority) reviewed the following items at their regular Board meeting held on March 20, 2013, and makes the following recommendations to Commissioners Court:**
  - A. Approve Fort Bend County Toll Road Authority Financial Report for the year ended September 30, 2012; audited by Sandersen Knox & Company, LLP.
  - B. Approve proposal for modification of the term of the Fort Bend Grand Parkway Toll Road Authority Directors and Officers Liability Insurance and Directors and Consultants Bonds with SIG/McDonald & Wessendorff Insurance to coincide with GPTRA fiscal year.

See correction in motion.
16. **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 March 20, 2013, and makes the following recommendations to Commissioners Court:**
  - A. Approve Fort Bend Grand Parkway Toll Road Authority Financial Report for the year ended September 30, 2012; audited by Sandersen Knox & Company, LLP.
  - B. Approve Annual Report and authorize filing of same in accordance with Fort Bend Grand Parkway Toll Road Authority's Continuing Disclosure of Information Agreement for outstanding bond issues and pursuant to SEC Rule 15c2-12.
  - C. Approve Supplemental Engagement Letter by Allen Boone Humphries Robinson LLP for legislative services for the Fort Bend Grand Parkway Toll Road Authority.
  - D. Approve Contractual Agreement for Right of Way Utility Adjustments between Fort Bend Grand Parkway Toll Road Authority and CenterPoint Energy Houston Electric, LLC.



**17. HEALTH & HUMAN SERVICES:**

- A. Clinical Health: Approve Amendment to Contract #2013-041111, Program Attachment #006A, between Fort Bend County and the State of Texas, Department of State Health Services, to include special provisions regarding the Local Public Health System, effective March 4, 2013.**
- B. Accept and sign Department of State Health Services (DSHS) Amendment to Contract #2013-04111, Program Attachment #002A, effective February 22, 2013, the content of which is confidential as allowed by Texas Government Code 418.183(f).**
- C. Accept and sign the Department of State Health Services (DSHS) Amendment to Contract #2012-040288, Program Attachment 001B, effective February 22, 2013, the content of which is confidential as allowed by Texas Government Code 418.183(f).**
- D. Accept and sign the Department of State Health Services (DSHS) Amendment to Contract #2013-04111, Program Attachment #004A, effective February 25, 2013, the content of which is confidential as allowed by Texas Government Code 418.183(f).**

**18. HUMAN RESOURCES:**

- A. Approve request for withdrawal of hours from the Shared Sick Leave Pool as follows: employee of Juvenile Probation, Position No. 5751-0010, 120 hours; employee of Indigent Health Care, Position No. 6401-0008, 26 hours; and employee of Facilities, Position No. 4181-0009, 224 hours.**
- B. Approve and record into Minutes the application for Temporary Appointment of Deputy Constable, Kyle W. Evans, by Constable Precinct 3, in accordance with Constable's form dated March 19, 2013, pursuant to Local Government Code §86.011.**
- C. Approve and record into Minutes the Application for Appointment of Deputy Constable, Michelle A. Grichuk, by Constable Precinct 3, in accordance with Constable's form dated March 19, 2013, pursuant to Local Government Code §86.011.**

**19. LIBRARY:**

**Record into Minutes the petty cash fund donated by Friends of the University Library for the University Branch Library.**

**20. PURCHASING:**

**Authorize advertising for bids for construction of Mustang Park bathroom facility.**

**21. SHERIFF'S OFFICE:**

**Approve renewal of Interlocal Agreement between Fort Bend County and City of Rosenberg for use of the County Public Safety Radio System effective through September 30, 2013.**

**22. TAX ASSESSOR/COLLECTOR:**

- A. Record into Minutes the 10/20 Year Write Off of Property Taxes pursuant to Texas Property Tax Code Section 33.05 for Fort Bend Parkway Road District for the Office of Patsy Schultz.**
  - B. Record into Minutes the 10/20 Year Write Off of Property Taxes pursuant to Texas Property Tax Code Section 33.05 for Fort Bend County General Fund for the Office of Patsy Schultz.**
  - C. Record into Minutes the 10/20 Year Write Off of Property Taxes pursuant to Texas Property Tax Code Section 33.05 for Fort Bend County Lateral Road and Flood Control for the Office of Patsy Schultz.**
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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 6-12R and 12U-22 with correction to 15B - Grand Parkway Toll Road should be County Toll Road and GPTRA should be the Authority.

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

Items 12S and 12T pulled.

**23. COMMISSIONER, PCT. 1:**

- A. Take all appropriate action on Resolution of Support for the West Fort Bend Management District application to Houston Galveston Area Council (HGAC) for a Quiet Zone Feasibility Study for the FM 762 corridor that extends from Crabb River Road to the City of Richmond city limit line.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Resolution of Support for the West Fort Bend Management District application to Houston Galveston Area Council (HGAC) for a Quiet Zone Feasibility Study for the FM 762 corridor that extends from Crabb River Road to the City of Richmond city limit line.

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

**Item 23 continued - Commissioner Pct. 1:**

- B. Take all appropriate action on Second Extension to Master Agreement between Fort Bend County and Fort Bend County Fair Association, extending the agreement until April 30, 2013.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Second Extension to Master Agreement between Fort Bend County and Fort Bend County Fair Association, extending the agreement until April 30, 2013.

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

**24. COMMISSIONER, PCT. 3:**

**Take all appropriate action on request by Sagar Thorat and Anamika Kale to waive penalty and interest totaling \$296.84 on property taxes for tax year 2012, Precinct 3.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to deny request by Sagar Thorat and Anamika Kale to waive penalty and interest totaling \$296.84 on property taxes for tax year 2012, Precinct 3.

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

Anamika Kale explained her reason for the request.

**25. COMMISSIONER, PCT. 4:**

**Take all appropriate action on request by Thomas and Alice Kaithamattathil to waive penalty, interest, and collection fees totaling \$713.15 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 Thomas and Alice Kaithamattathil to waive penalty, interest, and collection fees totaling \$713.15 on property taxes for tax year 2011, Precinct 4.

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

Commissioner Patterson asked that the letter sent to taxpayers be revised to indicate more clearly under which conditions penalties and interest could be waived.

**26. ELECTIONS ADMINISTRATION:**

- A. Take all action on the Early Voting Schedule and Election Day polling locations for the Special Joint Election to be held on May 11, 2013 for the purpose approving or disapproving the Proposed Emergency Services District #6.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve the Early Voting Schedule and Election Day polling locations for the Special Joint Election to be held on May 11, 2013 for the purpose approving or disapproving the Proposed Emergency Services District #6.

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

**Item 26 continued - Elections Administration:**

- B. Take all action on Joint Election Agreement and Contract for Election Services between Fort Bend County and the following political subdivisions for elections to be conducted on May 11, 2013: Fort Bend Independent School District, Lamar Consolidated Independent School District, Stafford Municipal School District, City of Arcola, City of Meadows Place, City of Missouri City, City of Richmond, City of Rosenberg, Fort Bend County Municipal Utility District No. 2, Fort Bend County Emergency Services District No. 4, and Fort Bend County Water Control and Improvement District No. 10.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Joint Election Agreement and Contract for Election Services between Fort Bend County and the following political subdivisions for elections to be conducted on May 11, 2013: Fort Bend Independent School District, Lamar Consolidated Independent School District, Stafford Municipal School District, City of Arcola, City of Meadows Place, City of Missouri City, City of Richmond, City of Rosenberg, Fort Bend County Municipal Utility District No. 2, Fort Bend County Emergency Services District No. 4, and Fort Bend County Water Control and Improvement District No. 10.

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

**27. ENGINEERING:**

- A. Take all appropriate action on request to pay by Invoice Transmittal the amount of \$3,750.00 to Integra Realty for right of way services provided without purchase order, Mobility Bond Project #X-12, 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 pay by Invoice Transmittal the amount of \$3,750.00 to Integra Realty for right of way services provided without purchase order, Mobility Bond Project #X-12, Precinct 3. (Fund: 2007 Mobility Bonds)

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

**Item 27 continued - Engineering:**

- B. Take all appropriate action on request to pay by Invoice Transmittal the amount of \$2,200.00 to Tron Electric, Inc. for a manual transfer switch provided for the Fort Bend County Landfill without a purchase order. (Fund: Landfill, Fees)**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to pay by Invoice Transmittal the amount of \$2,200.00 to Tron Electric, Inc. for a manual transfer switch provided for the Fort Bend County Landfill without a purchase order. (Fund: Landfill, Fees)

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

- C. Take all appropriate action on request by Mattie S. King Robey for a variance to the Fort Bend County Regulations of Subdivisions, Section 2.21, to divide a 7.73 acre parent tract owned by Emanuel King, Sr. (deceased), according to a Stipulation of Interest Agreement recorded in instrument #2005011892, Precinct 1.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve request by Mattie S. King Robey for a variance to the Fort Bend County Regulations of Subdivisions, Section 2.21, to divide a 7.73 acre parent tract owned by Emanuel King, Sr. (deceased), according to a Stipulation of Interest Agreement recorded in instrument #2005011892, Precinct 1.

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

- 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 Grand Mission, Section 19, on behalf of Grand Mission Partners, 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 Grand Mission, Section 19, on behalf of Grand Mission Partners, LLC, Precinct 3.

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

**Item 27 continued - Engineering:**

**E. Take all appropriate action on plat for the roads within Grand Mission, Section 19, Pct. 3.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve plat for the roads within Grand Mission, Section 19, Pct. 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 Grand Mission, Section 19, Pct. 3.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve plat for the lots within Grand Mission, Section 19, Pct. 3.

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

**28. FACILITIES MANAGEMENT & PLANNING:**

**Take all appropriate action on Professional Software Supplier Agreement between Fort Bend County and UR International, Inc. for software implementation regarding the building management system, pursuant to RFP 09-091. (Fund: Facilities Management & Planning)**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Professional Software Supplier Agreement between Fort Bend County and UR International, Inc. for software implementation regarding the building management system, pursuant to RFP 09-091. (Fund: Facilities Management & Planning)

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

**29. HEALTH & HUMAN SERVICES:**

**Take all appropriate action on Resolution in Support of Expansion of Medicaid Coverage.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Resolution in Support of Expansion of Medicaid Coverage.

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

**30. HUMAN RESOURCES:**

**A. Take all appropriate action on request to transfer the amount of \$24,000 from Non-Department Contingency to Human Resources, Fees, to allocate funds for compensation practices services.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$24,000 from Non-Department Contingency to Human Resources, Fees, to allocate funds for compensation practices services.

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

**B. Take all appropriate action on request for revisions to the Employee Information Manual, Section 406: Transfers, Separations, and Subsequent Rehires, as submitted by the Director of Human Resources.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve revisions to the Employee Information Manual, Section 406: Transfers, Separations, and Subsequent Rehires, as submitted by the Director of Human Resources.

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

Commissioner Morrison thanked Human Resources for acting quickly on this matter.



**31. INDIGENT HEALTH:**

**Take all appropriate action on request to authorize payment by Invoice Transmittal for an amount totaling \$100,000.02 to Oak Bend Medical Group for primary care physician services provided without a purchase order to Indigent Health Care clients from October, 2012 through March, 2013. (Fund: Indigent Health Care, Professional Services)**

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal for an amount totaling \$100,000.02 to Oak Bend Medical Group for primary care physician services provided without a purchase order to Indigent Health Care clients from October, 2012 through March, 2013. (Fund: Indigent Health Care, Professional Services)

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

**32. OFFICE OF EMERGENCY MANAGEMENT:**

**Take all appropriate action on Assignment Agreement and Property Transfer Record Agreement between Fort Bend County and United Way of Greater Houston to assign a PIER Center license, purchased as part of the Homeland Security Urban Area Security Initiatives grant program, from the County to United Way of Greater Houston.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Assignment Agreement and Property Transfer Record Agreement between Fort Bend County and United Way of Greater Houston to assign a PIER Center license, purchased as part of the Homeland Security Urban Area Security Initiatives grant program, from the County to United Way of Greater Houston.

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

**33. PARKS & RECREATION:**

**Take all appropriate action on request to add Pavilion E, located at the Kitty Hollow Park, to the Parks Department rental agreements for public rental space.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to add Pavilion E, located at the Kitty Hollow Park, to the Parks Department rental agreements for public rental space.

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

**34. PUBLIC TRANSPORTATION:**

- A. Take all appropriate action on request for variance to the Fort Bend County Travel Policy, and authorize payment by Invoice Transmittal in the amount of \$199.40 to J P Morgan Chase for airfare not purchased within travel policy guidelines. (Fund: Public Transportation, Grants)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve variance to the Fort Bend County Travel Policy, and authorize payment by Invoice Transmittal in the amount of \$199.40 to J P Morgan Chase for airfare not purchased within travel policy guidelines. (Fund: Public Transportation, Grants)

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

**Item 34 continued - Public Transportation:**

- B. Take all appropriate action on Project Grant Agreement No. 51312F7108 between Fort Bend County and Texas Department of Transportation for Federal Section 5309 FY 2013 State of Good Repair funds in the amount of \$63,000, with \$10,710 in Transportation Development Credits (TDC) in lieu of local match.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Project Grant Agreement No. 51312F7108 between Fort Bend County and Texas Department of Transportation for Federal Section 5309 FY 2013 State of Good Repair funds in the amount of \$63,000, with \$10,710 in Transportation Development Credits (TDC) in lieu of local match.

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

**35. PURCHASING:**

- A. Take all appropriate action on request to transfer the amount of \$600 from Non-Departmental Contingency into Purchasing, Fees, to allocate additional funds for procurement card fee from JP Morgan Chase for failure to meet minimum annual spending for the period of September 1, 2011 through August 31, 2012.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$600 from Non-Departmental Contingency into Purchasing, Fees, to allocate additional funds for procurement card fee from JP Morgan Chase for failure to meet minimum annual spending for the period of September 1, 2011 through August 31, 2012.

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

**Item 35 continued - Purchasing:**

**B. Take all appropriate action on SOQ 13-023 for Investment Broker Dealer Services.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve SOQ 13-023 for Investment Broker Dealer Services with Amegy Bank NA, CastleOak Securities LP, Coastal Securities Inc., Comerica Securities Inc., First Southwest Co., Frost Bank, Duncan-Williams Inc., Mischler Financial Group Inc., Multi-Bank Securities Inc., Oppenheimer and Co. Inc., Raymond James & Assoc. Inc., Rice Securities LLC dba Rice Financial Products Co., Shearson Financial Services LLC, Sterne Agee & Leach Inc. and Vining Sparks IBG LP (dba Vining Sparks).

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

**C. Take all appropriate action to ratify approval for purchase of maintenance service on equipment from NWN Corporation utilizing State of Texas Department of Information Resources Contract Number DIR-SDD-1366 for an amount not to exceed \$67,500. (Fund: Information Technology)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to ratify approval for purchase of maintenance service on equipment from NWN Corporation utilizing State of Texas Department of Information Resources Contract Number DIR-SDD-1366 for an amount not to exceed \$67,500. (Fund: Information Technology)

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

**D. Take all appropriate action to add the landfill/gas plant for monitoring services from Casteel Automatic Fire Protection, Inc. pursuant to Bid 10-028. (Fund: Facilities)**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to add the landfill/gas plant for monitoring services from Casteel Automatic Fire Protection, Inc. pursuant to Bid 10-028. (Fund: Facilities)

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

**Item 35 continued - Purchasing:**

**E. Take all appropriate action on Bid 13-039 for City of Rosenberg Water Plant #3 Emergency Generator through Community Development.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to award Bid 13-039 for City of Rosenberg Water Plant #3 Emergency Generator through Community Development to CF McDonald Electric for a total of \$293,869.00.

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

**F. Take all appropriate action on RFP 13-042 for Transit Vehicle Camera System.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to enter into contract negotiations with Seon Systems Sales on RFP 13-042 for Transit Vehicle Camera System.

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

**G. Take all appropriate action on RFP 13-043 for an Automated Fare Collection System.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to enter into contract negotiations with Trapeze on RFP 13-043 for an Automated Fare Collection System.

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

**Item 35 continued - Purchasing:**

**H. Take all appropriate action on RFP 13-044 for Facilities Camera Systems for Public Transportation.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to enter into contract negotiations with 911 Security Cameras on RFP 13-044 for Facilities Camera Systems for Public Transportation.

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

**I. Take all appropriate action RFP 13-045 for Software for Mobile Data Terminals for Public Transportation.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to enter into contract negotiations with Trapeze on RFP 13-045 for Software for Mobile Data Terminals for Public Transportation.

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

**J. Take all appropriate action on Bid 13-050 for term contract for rental of heavy equipment.**

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to reject all bids on Bid 13-050 for term contract for rental of heavy equipment.

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

**Item 35 continued - Purchasing:**

- K. Take all appropriate action on Bid 13-051 for term contract for purchase and hauling chemical type road materials.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to award to all bidders meeting specifications on Bid 13-051 for term contract for purchase and hauling chemical type road materials.

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

- L. Take all appropriate action on First Amendment to Agreement for Design/Build Services for City of Kendleton Sanitary Sewer Improvements between Fort Bend County and Boyer, Inc., pursuant to SOQ 12-038, to extend the completion date until May 31, 2013.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve First Amendment to Agreement for Design/Build Services for City of Kendleton Sanitary Sewer Improvements between Fort Bend County and Boyer, Inc., pursuant to SOQ 12-038, to extend the completion date until May 31, 2013.

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

- M. 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, for online database service from West Group for the Library System in an amount not to exceed \$63,633. (Fund: Law Library, Fees)**

Pulled.

**Item 35 continued - Purchasing:**

- N. 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, for print resources service from West Group for the Library System in an amount not to exceed \$35,539.80. (Fund: Law Library, Fees)**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

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, for print resources service from West Group for the Library System in an amount not to exceed \$35,539.80. (Fund: Law Library, Fees)

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

- O. Take all appropriate action on Exhibit E, Beneficiary Enrollment Form, to the Master Agreement between Fort Bend County and Manatron, Inc. for an amount not to exceed \$950 annually. (Fund: County Clerk, Records Management, Fees)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Exhibit E, Beneficiary Enrollment Form, to the Master Agreement between Fort Bend County and Manatron, Inc. for an amount not to exceed \$950 annually. (Fund: County Clerk, Records Management, Fees)

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

**36. SHERIFF'S OFFICE:**

**Take all appropriate action on Resolution of the Fort Bend County Commissioners Court Supporting Annual Funding for Public Safety Emergency Communications Under House Bill 442 of the 82nd Legislature.**

Pulled.



March 26, 2013

**37. 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 \$6,267,058.78.

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

**38. Ratify the release of time sensitive bills by Auditor on March 21, 2013.**

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 March 21, 2013 in the amount of \$1,161,977.46.

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

**Recess:**

Recessed at 1:36 p.m.

**39. 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.

**Potential litigation - U. S. Department of Labor Inquiry.**

**Closed Session:**

Convened at 1:46 p.m.

Adjourned at 1:52 p.m.

**Reconvene:**

Reconvened at 1:53 p.m.

March 26, 2013

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

**§ 551.071. Consultation With Attorney.**

**Potential litigation - U. S. Department of Labor Inquiry.**

No action.

- 41. Adjournment.**

Commissioners Court adjourned at 1:54 p.m. on Tuesday, March 26, 2013.

March 26, 2013

## **DRAINAGE DISTRICT BOARD MINUTES**

BE IT REMEMBERED, That on this 26th DAY of MARCH, 2013, The Drainage District Board of Fort Bend County, Texas, met at a scheduled 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
SHERRY FISK for DIANNE WILSON	COUNTY CLERK
MARK VOGLER	DRAINAGE DISTRICT MANAGER

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

**1. Call to Order.**

Call to Order by Judge Hebert at 1:09 p.m.

**2. Record into Minutes the 10/20 Year Write Off of Property Taxes pursuant to Texas Property Tax Code Section 33.05 for Fort Bend County Drainage District for the Office of Patsy Schultz.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to record into Minutes the 10/20 Year Write Off of Property Taxes pursuant to Texas Property Tax Code Section 33.05 for Fort Bend County Drainage District for the Office of Patsy Schultz.

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

March 26, 2013

**3. Take all appropriate action on seven Drainage District Right-of-Way Easements for Rabbs Bayou within the Jane H. Long Survey, Abstract 55 of 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 take all appropriate action on seven Drainage District Right-of-Way Easements for Rabbs Bayou within the Jane H. Long Survey, Abstract 55 of Fort Bend County, Texas, Precinct 1.

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

**4. Adjournment.**

The Drainage District Board adjourned at 1:10 p.m. on Tuesday, March 26, 2013.