

MINUTES

BE IT REMEMBERED, That on this 7th DAY of MAY, 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
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 April 23, 2013.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve the minutes of regular meeting held on April 23, 2013.

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

4. Public Comments regarding the Agenda and Announcements.

No public comments.

Judge Hebert presented a proclamation to Jim Barnes that May is Older American month and recognized Adult Protection Services and Meals on Wheels & Much Much More.

Commissioner Meyers introduced Jonathan Schumann, his new staff member.

Judge Hebert announced the passing of Dorothy Ryan, former Mayor of Rosenberg.

5. PUBLIC HEARINGS: 1:00 p.m.: Conduct Public Hearings and take all appropriate action on the following matters:

A. Replat of Long Meadow Farms Commercial Reserve, Section 1, Partial Replat No. 2, Pct. 4.

B. Approval of replat: Oreilly FM 1464 Subdivision, being a replat of a portion of Restricted Reserve "A" in Twin Oaks Village, Section 15, Precinct 2.

Public hearing held. No public comments.

Moved by Commissioner Prestage, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to approve item 5B.

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

5A - not ready for action.

CONSENT AGENDA ITEMS 6 - 21:

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

A. Constable, Pct. 2 : Rodney Pentecost to Pittsburgh, Pennsylvania, August 3-7, 2013, to attend the National Organization of Black Law Enforcement Executives (NOBLE) 37th Annual Training Conference and Exhibition. (Fund: Constable, Pct. 2, Travel)

B. Elections Administration : Maria Rose Gonzales to Fort Myers, Florida, July 12-21, 2013, to attend professional development classes conducted by the Election Center. (Fund: Elections Contract, Travel)

C. Health & Human Services - Emergency Medical Service : Rita Graeber to San Diego, California, July 7-13, 2013, to attend the ESRI User's Conference. (Fund: Emergency Medical Service, Travel)

D. Health & Human Services - Social Services : Anna Gonzales and Jenny Varnado to Washington, D.C., July 22-24, 2013, to attend the 2013 National Conference on Ending Homelessness. (Fund: Social Services, Travel)

Item 6 continued - Out of State Travel:

- E. **Office of Emergency Management** : Krista Whitehead to Fort Lauderdale, Florida, September 8-13, 2013, to attend the International Association of Crime Analysts (IACA) Training Conference. (Fund: 2012 UASI Intelligence Analyst Grant)
 - F. **Sheriff's Office** : Ratify travel by M. Kubricht and N. Mendoza to St. Louis, Missouri, April 29-30, 2013, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)
 - G. **Sheriff's Office** : S. Rader, M. Patterson and R. Castillo to Washington, DC, May 12-16, 2013, to represent Fort Bend County Sheriff's Honor Guard at National Peace Officers Memorial Week. (Fund: Sheriff, Enforcement, Travel)
 - H. **Sheriff's Office** : J. Hernandez and N. Mendoza to Birmingham, Alabama, and Lake Charles, Louisiana, May 7-8, 2013, to extradite prisoners back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)
 - I. **Sheriff's Office** : Gilbert Jalomo, Daniel Quam, Jim Leach, Mary Reveles, Mary desVignes-Kendrick, and Pamela Gubbels to Detroit, Michigan, May 21, 2013 for a site visit pertaining to RFP 13-049 Inmate Medical Services. (Fund: Multiple County Departments, Travel)
7. **COMMISSIONER, PCT. 1:**
- Approve Interlocal Project Agreement between Fort Bend County and City of Rosenberg to provide assistance with repairs to the Canoe Launch at the Community Park, County expenditure not to exceed \$1,700. (Fund: Road & Bridge)
8. **AUDITOR:**
- Accept Monthly Financial Report prepared by the County Auditor for five months ending February 28, 2013, pursuant to Local Government Code Section 114.023.
9. **BUDGET & FINANCE/BUDGET TRANSFERS:**
- A. **Information Technology** : Approve transfer in the amount of \$62,199 from Information Technology, Fees and Services into Emergency Medical Service (EMS), Information Technology, to allocate funds for upgrading equipment and software within the EMS Department.
 - B. **Law Library** : Approve transfer in the amount of \$530 from Property and Equipment into Information Technology to allocate funds for the purchase of software.
 - C. **Library** : Approve transfer in the amount of \$44,100 from Office Supplies into Information Technology to allocate funds for the purchase of Early Literacy computer stations.
 - D. **Office of Emergency Management** : Approve transfer in the amount of \$5,283 from Salaries and Labor into Temporary/Part-Time to allocate funds needed for temporary assistance.

10. DISTRICT CLERK:

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

11. ELECTIONS ADMINISTRATION:

Record into Minutes the Continuation Certificate for the Official Bond and Oath by John Oldham, Fort Bend County Elections Administrator, in the amount of \$20,000 effective June 18, 2013 through June 18, 2014.

12. ENGINEERING:

- A. Approve payment of Invoice No. 7 (Pay Estimate No. 7) in the amount of \$431,401.97 to Allgood Construction Company, Inc. regarding Mason Road, Phase I, from FM 359 to north of Skinner Road, Mobility Bond Project #735, Precinct 3. (Fund: 2007 Mobility Bonds)**
- B. Approve payment of Invoice No. 7 (Pay Estimate No. 7) in the amount of \$316,885.32 to Allgood Construction Company, Inc. regarding Falcon Landing Boulevard, Phase 4, from Spring Green to Gaston Road, Mobility Bond Project #703 (D), Precinct 3. (Fund: 2007 Mobility Bonds)**
- C. Approve payment of Invoice No. 8 (Pay Estimate No. 8) in the amount of \$202,467.45 to Allgood Construction Company, Inc. regarding Falcon Landing Boulevard, Phase 2, Mobility Bond Project #703 (B), Precinct 3. (Fund: 2007 Mobility Bonds)**
- D. Approve payment of Invoice No. 9 (Pay Estimate No. 9) in the amount of \$184,350.99 to Allgood Construction Company, Inc. regarding Falcon Landing Boulevard, Phase 2, Mobility Bond Project #703(B), Precinct 3. (Fund: 2007 Mobility Bonds)**
- E. Approve release of performance bond #LPM 8792640 in the amount of \$50,000.00 to Aspect Energy, LLC for completion of work along several county roads and drainage ditches, Precinct 1.**
- F. Approve application from AT&T Texas to bury fiber optic cable under Wimberly Canyon Drive and Grand Parkway (State Highway 99), Precinct 1.**
- G. Approve application from J.C. Hernandez to construct a driveway tie-in onto Tori Road, Precinct 1.**
- H. Approve application from Tackle Construction, Inc. to bore under Aldridge Drive, Pct. 1.**
- I. Approve application from Centerpoint Entex to bore a 2-inch plastic gas line under Crossover Road, Precinct 3.**
- J. Approve application from M Street Homes, LLC to construct a driveway tie-in onto Quarto Lane, Precinct 3.**
- K. Approve application from John Mu to construct a driveway tie-in onto Moore Road, Pct. 2.**
- L. Approve application from AT&T Texas to bury fiber optic cable along West Bellfort, Pct. 4.**

Item 12 continued - Engineering:

- M. Approve application from T Construction, LLC to construct an outfall into Keegans Bayou and open cut several streets in Kingsbridge Municipal Utility District to repair storm sewer, Precinct 2.**
- N. Approve application from Paskey, Incorporated to bore under and bury 6-foot by 3-foot box culvert under the Grand Parkway (State Highway 99), Precinct 4.**
- O. Approve application from Phonoscope, LLC to set a utility pole in Right of Way of Farmer Road, Precinct 3.**
- P. Approve application from Debo Homes, LLC to construct a driveway tie-in onto Leah Drive, Precinct 1.**
- Q. Accept Bond Rider # 1070095 for Sunrise Meadow, Section 6, decreasing the amount from \$366,205.00 to \$183.103.00, Precinct 1.**
- R. Accept street into the County Road Maintenance System for Grand Parkway (SH99) Northbound Access Road: north of West Bellfort and south of Peek Road: 4,803.00 LF, Precinct 4.**
- S. Accept the streets in Cinco Ranch Southwest, Section 49: Owl Landing Lane 393.63 LF; Sparrow Creek Court 533.40 LF; and West Nightingale Hill Lane 436.85 LF; for a total of 1,363.88 LF; and release Bond #SB016000347 in the amount of \$102,060.00, Precinct 3.**
- T. Approve the plat for Mason Road No. 1 STD, Precinct 3.**
- U. Approve the plat for Autumn Leaves Cinco Ranch Subdivision, Precinct 3.**
- V. Approve plat for the roads within Avalon at Spring Green, Section 1, Precinct 3.**
- W. Approve plat for the lots within Avalon Spring Green, Section 1, Precinct 3.**
- X. Approve plat for the roads within Shadow Glen at Riverstone, Section 4, Precinct 4.**
- Y. Approve plat for the lots within Shadow Glen at Riverstone, Section 4, Precinct 4.**
- Z. Approve plat for the roads within Avalon at Riverstone, Section 3, Precinct 4.**
- AA. Approve plat for the lots within Avalon at Riverstone, Section 3, Precinct 4.**
- BB. Set public hearing for acceptance of the traffic control plan for Grand Parkway (SH99) Northbound Access Road, north of West Bellfort and south of Peek Road, Precinct 4.
(Tuesday, June 4, 2013, at 1:00 p.m.)**
- CC. Set public hearing for acceptance of the traffic control plan for Cinco Ranch Southwest, Section 49, Precinct 3. (Tuesday, June 4, 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. Pay Application No. 5 to J. E. Dunn Construction Company in the amount of \$241,865.00 for construction services regarding the Senior Center;
 - B. Pay Application No. Seven (7) to Phoenix 1 Restoration and Construction, Ltd. in the amount of \$234,251.65 for Construction Services regarding Restoration of the Historic Courthouse.
14. **FORT BEND FLOOD CONTROL WATER SUPPLY CORP.:**

The Board of Directors of the Fort Bend Flood Control Water Supply Corporation reviewed this item at their regular meeting held on April 24, 2013, and recommends that Commissioners Court authorize payment of invoices for work performed by consultants and/or contractors as listed on the Board Report dated April 24, 2013, for an amount totaling \$21,123.18 regarding Big Creek. (Fund: Big Creek)
15. **FORT BEND GRAND PARKWAY TOLL ROAD AUTHORITY:** The Board of Directors of the Fort Bend Grand Parkway Toll Road Authority (GPTRA) reviewed this item at their regular meeting held on April 17, 2013, and makes the following recommendation to Commissioners Court:

Approve Violation Processing Services Agreement between Fort Bend Grand Parkway Toll Road Authority and Xerox State & Local Solutions, Inc.
16. **HEALTH & HUMAN SERVICES:**

Accept and sign Texas Department of State Health Services (DSHS) Amendment to Contract #2012-040288, Program Attachment #001C, the content of which is confidential as allowed by Texas Government Code 413.183(f).
17. **HUMAN RESOURCES:**

Approve and record into Minutes the Application for Appointment of Deputy Constable, Eric H. Buenaventura, by Constable Precinct 3, in accordance with Constable's form dated April 30, 2013, pursuant to Local Government Code §86.011.
18. **PUBLIC TRANSPORTATION:**

Authorize County Judge to sign and Transportation Director to electronically submit to Texas Department of Transportation on behalf of Fort Bend County the FY 13 Federal Certification and Assurances for Federal Transit Administration Assistance Programs as required by Texas Department Transportation.
19. **PURCHASING:**
 - A. Authorize advertising for request for proposals for lease of property at Kitty Hollow Park.
 - B. Authorize advertising for statement of qualifications to update the Major Thoroughfare Plan.

20. ROAD & BRIDGE:

- A. Approve payment of Invoice No. 1474 in the amount of \$51,300.45 to Reliable Signal & Lighting Solutions, LLC for traffic signal construction at the intersection of Fry Road and Center Village Drive. (Fund: Road & Bridge, Traffic Signals)**
- B. Approve payment of Invoice No. 2 (Pay Estimate No. 2) in the amount of \$94,742.36 to Mar-Con Services, Inc. regarding the construction of James Lane Bridge at Bessie's Creek, Precinct 3. (Fund: Road & Bridge)**

21. TAX ASSESSOR/COLLECTOR:

Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on April 30, 2013, for an amount totaling \$19,058.72 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 approve consent agenda items 6 - 21 with correction to #6I - change location to Nashville, TN May 21, 2013 for a site visit and interviews pertaining to RFP 13-049 for Inmate Medical Services and then to Sarasota County FL on May 22, 2013 for Armor site visit and correction to #16 - Texas Government Code 418.183(f).

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

22. COUNTY JUDGE:

- A. Take all appropriate action on request to appoint a Review Committee for the Justice Assistance Grant (JAG) in preparation for the upcoming round of grant opportunities, and authorize Committee to review on behalf of Commissioners Court the application for the FY 2013 Edward Byrne Memorial Justice Assistance Grant local solicitation pursuant to the 30-day governmental review policy.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to appoint a Review Committee for the Justice Assistance Grant (JAG) in preparation for the upcoming round of grant opportunities, and authorize Committee to review on behalf of Commissioners Court the application for the FY 2013 Edward Byrne Memorial Justice Assistance Grant local solicitation pursuant to the 30-day governmental review policy.

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

Note: Committee members are Judge Susan Lowery, County Court-at-Law #3, Constable Ruben Davis, Precinct 2, Bruce Marshall, District Attorney's Office and Dennis McAfee, Sheriff's Office.

Item 22 continued - County Judge:

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

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Resolution of the Commissioners Court Supporting Annual Funding for Public Safety Emergency Communications Under House Bill 442 of the 82nd Legislature.

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

23. COMMISSIONER, PCT. 3:

Take all appropriate action on request by Lalit Bhatnagar to waive penalty and interest totaling \$37.03 on property taxes for Tax Year 2012, Precinct 3.

Moved by Commissioner Meyers, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to deny request by Lalit Bhatnagar to waive penalty and interest totaling \$37.03 on property taxes for Tax Year 2012, Precinct 3.

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

24. COMMISSIONER, PCT. 4:

A. Take all appropriate action on Resolution by Fort Bend County Commissioners Court in support of the Sugar Land Cultural District, with no funding required by the County.

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Resolution by Fort Bend County Commissioners Court in support of the Sugar Land Cultural District, with no funding required by the County.

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

Item 24 continued - Commissioner Pct. 4:

- B. Take all appropriate action on request by Leonard Chan to waive penalty and interest totaling \$43.90 on property taxes for Tax Year 2012, Precinct 4.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to deny request by Leonard Chan to waive penalty and interest totaling \$43.90 on property taxes for Tax Year 2012, Precinct 4.

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

25. ENGINEERING:

- A. Take all appropriate action on request by Ernesto Aguilar Cruz & Emilio Cruz for a variance to the Fort Bend County Regulations of Subdivisions, Section 2.2 H, to allow a 5.0272 acre tract to be divided into two (2) lots each 2.513 acres located in Tract 42, H&TC Railroad Company Survey, Section 77, Abstract 243, recorded in official Fort Bend County Deed Records, Instrument #2006036785, 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 Ernesto Aguilar Cruz & Emilio Cruz for a variance to the Fort Bend County Regulations of Subdivisions, Section 2.2 H, to allow a 5.0272 acre tract to be divided into two (2) lots each 2.513 acres located in Tract 42, H&TC Railroad Company Survey, Section 77, Abstract 243, recorded in official Fort Bend County Deed Records, Instrument #2006036785, Fort Bend County, Texas, Precinct 1.

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

- B. Take all appropriate action for request for temporary road closure of Kroesche Road Bridge over Coon Creek #080-AA0934-001, and Bushnell Road Bridge over Drainage Ditch #080-AA0973-001 during replacement of the bridges; closure date May 7, 2013 until construction is complete, Precinct 1.**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve temporary road closure of Kroesche Road Bridge over Coon Creek #080-AA0934-001, and Bushnell Road Bridge over Drainage Ditch #080-AA0973-001 during replacement of the bridges; closure date May 7, 2013 until construction is complete, Precinct 1.

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

26. HEALTH & HUMAN SERVICES:

Social Services: Take all appropriate action on request to ratify Letter of Intent to apply for the Cooperative Agreement to Support Navigators in Federally Facilitated and State Partnership Exchanges through the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services, Center for Consumer Information and Insurance Oversight.

Moved by Commissioner Meyers, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to ratify Letter of Intent to apply for the Cooperative Agreement to Support Navigators in Federally Facilitated and State Partnership Exchanges through the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services, Center for Consumer Information and Insurance Oversight.

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

Jenetha Jones, Grant Coordinator, explained the agreement is to help uninsured legal residents age 65 and under who are eligible for the new Health Care Act.

27. INDIGENT HEALTH CARE:

Take all appropriate action on request to authorize payment by Invoice Transmittal in the amount of \$16,666.67 to Oak Bend Medical Group for primary care physician services provided without a purchase order to Indigent Health Care clients during the month of April 2013. (Fund: Indigent Health Care, Professional Services)

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 \$16,666.67 to Oak Bend Medical Group for primary care physician services provided without a purchase order to Indigent Health Care clients during the month of April 2013. (Fund: Indigent Health Care, Professional Services)

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

28. PUBLIC TRANSPORTATION:

Take all appropriate action on Intergovernmental Agreement between Fort Bend County and Houston-Galveston Area Council, Contract # TS7111-19, for Federal Congestion Mitigation Air Quality (CMAQ) funds in the amount of \$35,920, with a cash match by Fort Bend County in the amount of \$35,920; for a total third year program cost of \$71,841 to provide commuter services to Texas Medical Center. (Fund: Public Transportation, Grants)

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Intergovernmental Agreement between Fort Bend County and Houston-Galveston Area Council, Contract # TS7111-19, for Federal Congestion Mitigation Air Quality (CMAQ) funds in the amount of \$35,920, with a cash match by Fort Bend County in the amount of \$35,920; for a total third year program cost of \$71,841 to provide commuter services to Texas Medical Center. (Fund: Public Transportation, Grants)

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

29. PURCHASING:

A. Take all appropriate action to authorize the purchase four (4) 15-Passenger Vans for Community Supervision & Corrections Department, (CSCD), replacement vehicles, from Caldwell Chevrolet utilizing Buy Board Agreement 358-10. (Fund: CSCD, State)

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to authorize the purchase four (4) 15-Passenger Vans for Community Supervision & Corrections Department, (CSCD), replacement vehicles, from Caldwell Chevrolet utilizing Buy Board Agreement 358-10 for \$101,728.00 total. (Fund: CSCD, State funds)

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

Item 29 continued - Purchasing:

- B. Take all appropriate action on request to authorize the purchase of two (2) Fusions for Community Supervision & Corrections Department (CSCD), replacement vehicles, from Helfman Ford, pursuant to Bid #13-020. (Fund: CSCD State Funds)**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to authorize the purchase of two (2) Fusions for Community Supervision & Corrections Department (CSCD), replacement vehicles, from Helfman Ford, pursuant to Bid #13-020. (Fund: CSCD State Funds)

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

- C. Take all appropriate action on Bid 13-055 for Construction of a Pre-Fabricated Bathroom Facility for Mustang Park.**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to reject all bids and re-advertise on Bid 13-055 for Construction of a Pre-Fabricated Bathroom Facility for Mustang Park.

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

- D. Take all appropriate action on Bid 13-057, a Term Contract for Diesel Exhaust Fluid.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to award term contract to Reladyne/Pumpelly Oil on Bid 13-057 for Diesel Exhaust Fluid at \$1.34 per gallon bulk delivery.

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

Item 29 continued - Purchasing:

- E. Take all appropriate action on Construction Agreement between Fort Bend County and Crain Group, LLC, for Library Administration Building, pursuant to RFP 13-047, for an amount not to exceed \$3,720,000. (Fund: Capital Improvement Project and Facility Bond Project)**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Construction Agreement between Fort Bend County and Crain Group, LLC, for Library Administration Building, pursuant to RFP 13-047, for an amount not to exceed \$3,720,000. (Fund: Capital Improvement Project and Facility Bond Project)

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

- F. Take all appropriate action on Third Renewal for Professional Auctioneering Services between Fort Bend County and Ernie Croucher Auctioneers, for Public Transportation auctions, pursuant to RFP 10-048.**

Moved by Commissioner Meyers, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to approve Third Renewal for Professional Auctioneering Services between Fort Bend County and Ernie Croucher Auctioneers, for Public Transportation auctions, pursuant to RFP 10-048.

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

- G. Take all appropriate action on Renewal Agreement for Professional Auctioneering Services between Fort Bend County and Ernie Croucher Auctioneers, for County auctions.**

Moved by Commissioner Meyers, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to approve Renewal Agreement for Professional Auctioneering Services between Fort Bend County and Ernie Croucher Auctioneers, for County auctions.

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

Item 29 continued - Purchasing:

- H. Take all appropriate action on renewal of Service Agreement Subscription from Gartner utilizing State of Texas Department of Information Resources contract DIR-SDD-1273 in an amount not to exceed \$75,445. (Fund: Information Technology, Fees)**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve renewal of Service Agreement Subscription from Gartner utilizing State of Texas Department of Information Resources contract DIR-SDD-1273 in an amount not to exceed \$75,445. (Fund: Information Technology, Fees)

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

- I. Take all appropriate action on Third Amendment to Inmate Health Services Agreement between Fort Bend County and Correctional Healthcare Companies, Inc., pursuant to RFP 09-099, effective through September 30, 2013.**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Third Amendment to Inmate Health Services Agreement between Fort Bend County and Correctional Healthcare Companies, Inc., pursuant to RFP 09-099, effective through September 30, 2013.

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

- J. Take all appropriate action on Second Amendment to Professional Engineering Services Agreement between Fort Bend County and Kelly R. Kaluza & Associates, Inc. for additional services in the of \$60,000, for a total Agreement amount not to exceed \$737,000 regarding Golfview Drive, Mobility Bond Project No. 709, Precinct 1. (Fund: 2007 Mobility Bonds)**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Second Amendment to Professional Engineering Services Agreement between Fort Bend County and Kelly R. Kaluza & Associates, Inc. for additional services in the amount of \$60,000, for a total Agreement amount not to exceed \$737,000 regarding Golfview Drive, Mobility Bond Project No. 709, Precinct 1. (Fund: 2007 Mobility Bonds)

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

Item 29 continued - Purchasing:

- K. Take all appropriate action on Third Amendment to Professional Engineering Services Agreement between Fort Bend County and SES Horizon Consulting Engineers, Inc. for additional services in the amount of \$99,437, for a total Agreement amount not to exceed \$790,437 regarding Brand Lane, Mobility Bond Project Nos. 718 and 769, Precinct 2. (Fund: 2007 Mobility Bonds)**

Moved by Commissioner Prestage, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to approve Third Amendment to Professional Engineering Services Agreement between Fort Bend County and SES Horizon Consulting Engineers, Inc. for additional services in the amount of \$99,437, for a total Agreement amount not to exceed \$790,437 regarding Brand Lane, Mobility Bond Project Nos. 718 and 769, Precinct 2. (Fund: 2007 Mobility Bonds)

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

- L. Take all appropriate action on SOQ 13-053 for Engineering Services for Roadway and Underground Utilities for the City of Kendleton project.**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to enter into contract negotiations with Gunda Corporation on SOQ 13-053 for Engineering Services for Roadway and Underground Utilities for the City of Kendleton project.

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

- M. Take all appropriate action on RFP 13-046 for Software to Monitor Social Media Intelligence.**

Moved by Commissioner Patterson, Seconded by Commissioner Morrison
Duly put and carried (4-1), it is ordered to enter into contract negotiations with MetaLayer, Inc. on RFP 13-046 for Software to Monitor Social Media Intelligence.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	No
Commissioner Patterson	Yes

Item 29 continued - Purchasing:

N. Take all appropriate action on RFP 13-056 for the Lease of Property located at 819 Avenue H in Rosenberg.

Moved by Commissioner Morrison, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to enter into contract negotiations with New Day Ministries on RFP 13-056 for the Lease of Property located at 819 Avenue H in Rosenberg.

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

30. SHERIFF'S OFFICE:

A. Take all appropriate action on request to transfer the amount of \$452,576 from Non-Departmental Contingency into Sheriff, Enforcement, salary line items as detailed on Sheriff's form dated April 30, 2013, to allocate additional funds for overtime not included in the budget.

Moved by Commissioner Patterson, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$328,437 from Non-Departmental Contingency into Sheriff, Enforcement, salary line items as detailed on Sheriff's form dated April 30, 2013 and \$100,000 from Sheriff Office budget to allocate additional funds for overtime not included in the budget.

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

B. Take all appropriate action on request to authorize application to the Texas State School Safety Center for participation in the Fiscal Year 2014 Tobacco Enforcement Grant Program.

Moved by Commissioner Prestage, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to authorize application to the Texas State School Safety Center for participation in the Fiscal Year 2014 Tobacco Enforcement Grant Program.

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

Item 30 continued - Sheriff's Office:

- C. Take all appropriate action on submission of the Grant Application and Resolution to the Office of the Attorney General, Crime Victims Services Division for the Victim Coordinator Liaison Grant (VCLG) effective September 1, 2013 through August 21, 2015, with no cash match required by Fort Bend County, and authorize County Judge to sign all documents pertaining to the Application.**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve submission of the Grant Application and Resolution to the Office of the Attorney General, Crime Victims Services Division for the Victim Coordinator Liaison Grant (VCLG) effective September 1, 2013 through August 21, 2015, with no cash match required by Fort Bend County, and authorize County Judge to sign all documents pertaining to the Application. (Fund: Sheriff, Enforcement)

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

31. 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 \$14,883,709.15.

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

32. Ratify release of time-sensitive bills by Auditor on May 2, 2013.

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to ratify release of time-sensitive bills by Auditor on May 2, 2013 in the amount of \$309,842.73.

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

Recess:

Recessed at 1:45 p.m.

33. 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.

- 1. Medical Subrogation Lien Claim: Kidder, Gary; Date of Incident: May 10, 2011.**
- 2. Cause No. 13-CCV-050306; State of Texas and Fort Bend County, Texas vs. Nancy Jean Bartosh and Linda Carol Kalinowski, et al; In the County Court at Law #1 of Fort Bend County, Texas.**
- 3. LGI Homes-Sunrise Meadow, Ltd./Sunrise Meadow.**

B. § 551.074. Personnel Matters. Commissioners Court will meet in Closed Session to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.

Annual Evaluation - Director of Facilities Management and Planning.

Closed Session:

Convened at 2:04 p.m.

Adjourned at 2:28 p.m.

Reconvene:

Reconvened at 2:30 p.m.

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

A. § 551.071. Consultation With Attorney.

- 1. Medical Subrogation Lien Claim: Kidder, Gary; Date of Incident: May 10, 2011.**

Moved by Commissioner Morrison, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve and accept the proposal made by letter dated April 22, 2013 for the settlement of the County Health Care Plan's subrogation lien against the personal injury claims asserted by Gary Kidder (insured), arising from the accident on May 10, 2011.

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

Item 34A continued - 551.071 Consultation with Attorney:

2. Cause No. 13-CCV-050306; State of Texas and Fort Bend County, Texas vs. Nancy Jean Bartosh and Linda Carol Kalinowski, et al; In the County Court at Law #1 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 pay a negotiated settlement in the matter of Cause No. 13-CCV-050306; State of Texas and Fort Bend County, Texas vs. Nancy Jean Bartosh and Linda Carol Kalinowski, et al; In the County Court at Law #1 of Fort Bend County, Texas and the County Judge is authorized to execute and deliver the Settlement Agreement recommended for approval by the County Attorney, to accept Deeds for the aforementioned properties and to approve such terms and provisions for the full and final settlement of all claims set forth therein with settlement funds from fund:
100685888-64500-P685-06ROWPURCH-32000.

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

3. LGI Homes-Sunrise Meadow, Ltd./Sunrise Meadow.

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to authorize the County Judge to execute and deliver an Amendment to the Letter Agreement previously signed by the County Judge on November 11, 2011 in the above referenced matter for the full and final completion of all terms and conditions therein.

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

B. § 551.074. Personnel Matters.

Annual Evaluation - Director of Facilities Management and Planning.

Annual review conducted.

35. Adjournment.

Commissioners Court adjourned at 2:33 p.m. on Tuesday, May 7, 2013.