

July 9, 2013

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS
TUESDAY, JULY 9, 2013
1:00 P.M.**

AGENDA

1. Call to Order.
2. Invocation and Pledge of Allegiance by Commissioner Morrison.
3. Approve minutes of regular meeting held on July 2, 2013.
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 Sanders Glen at Riverstone, Precinct 4.

CONSENT AGENDA ITEMS 6 - 11:

6. **OUT OF STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
 - A. **District Attorney: Employee to Hoover, Alabama, July 16-19, 2013 to attend the Basic Mobile Device Investigation course at the National Computer Forensics Institute, with lodging and airfare provided by the sponsoring agency. (Fund: District Attorney, Travel)**
 - B. **District Attorney: Employee to Hoover, Alabama, July 29 - August 2, 2013 to attend Basic Investigation of Computer and Electronic Crimes course at the National Computer Forensics Institute, with lodging and airfare provided by the sponsoring agency. (Fund: District Attorney, Travel)**
 - C. **Indigent Health Care: Martha Hernandez and Lydia Vasquez to Miami, Florida, August 3-7, 2013, to attend the National Eligibility Workers Association Annual Conference. (Fund: Indigent Health Care, Travel)**
 - D. **Office of Emergency Management: Doug Barnes to Appleton, Wisconsin, August 4-6, 2013, to conduct a final inspection of a Breathing Air Support Fire Vehicle at Pierce Manufacturing Corporation. (Fund: 2012 Urban Area Security Initiative Grant)**

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

- A. **Commissioner, Precinct 1:** Approve transfer in the amount of \$37,000 as detailed on Auditor's form dated June 27, 2013, to reallocate funds no longer needed from the Kendleton Project into Commissioners Court Projects.
- B. **Elections Administration:** Approve transfer in the amount of \$22,250 from Elections Services, Operating Supplies into Information Technology to allocate funds for the purchase of an upgrade for the Hart Voting System from Windows 2000 to Windows 2007.
- C. **Library:** Approve transfer in the amount of 23,934 from Part Time Salaries into line items detailed on County Librarian's form dated July 2, 2013, to allocate funds for the purchase of additional processing equipment and supplies through September 30, 2013.
- D. **Office of Emergency Management:** Approve transfer in the amount of \$702 as detailed on Coordinator's form dated July 3, 2013, to allocate funds for additional printer tray and part time assistance.
- E. **Road & Bridge:** Approve transfer in the amount of \$25,000 as detailed on Auditor's form dated July 3, 2013 to allocate funds for the Park & Ride and proposed new service center at West Park.
- F. **Road & Bridge - Vehicle Maintenance:** Approve transfer in the amount of \$200 from Office Supplies into Information Technology to allocate funds into correct line item for the purchase computer related items.
- G. **Sheriff's Office:** Approve transfer in the amount of \$1,600 from Detention into Bailiffs to allocate funds for overtime expenses.
- H. **Sheriff's Office:** Approve transfer in the amount of \$55,414 from Sheriff, Forfeited Assets, State, Contingency, into Property and Equipment and Capital Acquisitions to allocate funds for expansion of the Grand Hall, to include network switching, phones, and cabling.
- I. **Tax Assessor/Collector:** Approve transfer in the amount of \$700 from Operating Supplies into Information Technology to allocate funds for the purchase of handheld scanners.

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8. **ENGINEERING:**

- A. **Approve payment of Invoice No. 90035683 in the amount of \$46,513.58 to Union Pacific Railroad Company regarding installation of signals at Harlem Road, Mobility Bond Project #725A, Precinct 3. (Fund: 2007 Mobility Bonds)**
- B. **Approve payment of Invoice No. 459301/18/11 in the amount of \$129,693.10 to Dannenbaum Engineering Corporation regarding Phase I design extension of FM 1093, from State Highway 99 west of FM 359, Mobility Bond Project #748, Precinct 3. (Fund: 2007 Mobility Bonds)**
- C. **Approve payment of Invoice No. 459301/19/11 in the amount of \$41,919.73 to Dannenbaum Engineering Corporation regarding Phase I design extension of FM 1093, from State Highway 99 west of FM 359, Mobility Bond Project #748, Precinct 3. (Fund: 2007 Mobility Bonds)**
- D. **Approve payment of Invoice No. 28648 in the amount of \$4,060.60 to Costello Inc. Engineering & Surveying regarding improvements to Mason Road, Mobility Bond Project #735, Precinct 4. (Fund: 2007 Mobility Bonds)**
- E. **Approve payment of Invoice No. 29822 in the amount of \$2,686.36 to Costello, Inc. Engineering & Surveying regarding improvements to Mason Road, Mobility Bond Project #735, Precinct 4. (Fund: 2007 Mobility Bonds)**
- F. **Approve payment of Invoice No. 21441 in the amount of \$2,587.50 to Geotest Engineering, Inc. regarding the extension of Falcon Landing Boulevard, Phase 2, Mobility Bond Project #703 (B), Precinct 3. (Fund: 2007 Mobility Bonds)**
- G. **Approve payment of Invoice No. 21371 in the amount of \$3,703.00 to Geotest Engineering, Inc. regarding the extension of Falcon Landing Boulevard, Phase 2, Mobility Bond Project #703(B), Precinct 3. (Fund: 2007 Mobility Bonds)**
- H. **Approve payment of Invoice No. 21372 in the amount of \$7,955.00 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. 21443 in the amount of \$1,292.50 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)**

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- J. **Approve payment of Invoice No. 13-05-034 in the amount of \$12,424.00 to Kelly R. Kaluza & Associates, Inc. regarding improvements to Harlem Road, Mobility Bond Project #726, Precincts 3 and 4 (Fund: 2007 Mobility Bonds)**
- K. **Approve payment of Invoice No. 13-04-030 in the amount of \$7,765.00 to Kelly R. Kaluza & Associates, Inc. regarding improvements to Harlem Road, Mobility Bond Project #726, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)**
- L. **Approve payment of Invoice No. 11 (Pay Estimate No. 11) in the amount of \$31,665.98 to Allgood Construction Company, Inc. regarding Falcon Landing Boulevard, Phase 2, Mobility Bond Project # 703 (B), Precinct 3. (Fund: 2007 Mobility Bonds)**
- M. **Approve application from Seaway Crude Pipeline Company, LLC to construct a driveway tie-in onto Needville Fairchild Road and cross several county roads and county drainage ditches, Precinct 1.**
- N. **Approve application from Landmark Industries Energy / Texas Petroleum Group to construct two driveway tie-ins onto Corbitt Road, Precinct 3.**
- O. **Approve application from HPI Construction Company, Inc. to construct two driveway tie-ins onto South Firethorne Road, Precinct 3.**
- P. **Approve application from CenterPoint Entex to bore a 6-inch Tee under Clodine Road, Precinct 4.**
- Q. **Approve application from CenterPoint Entex to bury a 4-inch plastic gas line along Westridge Creek Lane, Precinct 3.**
- R. **Approve application from Trans-Tex Construction, LLC to bore a reclaimed water line under Dry Creek, Precinct 1.**
- S. **Approve application from Devon Street Homes to construct driveway tie-ins on Gable Crossing Drive, Jay Thrush Drive and Quill Rush Way, Precinct 3.**
- T. **Approve application from ARC Construction Management, LLC to construct a driveway and bore two waterlines under Peek, Precinct 3.**
- U. **Approve application from Ronny Carroll Homes, LLC to construct a driveway tie-in on to Riverlake Road, Precinct 3.**
- V. **Approve the release of bond # SB016000457 in the amount of \$197,330.00 for Cinco Ranch Southwest, Section 60, and accept replacement bond #PB03010400807 in the amount of \$197,330.00, Precinct 3.**

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- W. **Approve the plat for Lakes of Bella Terra Detention Reserve No.1, Precinct 3.**
- X. **Approve the plat for Bella Terra Parkway STD, Precinct 3.**
- Y. **Approve the plat for Retreat at Riverstone, Precinct 4.**
- Z. **Approve the plat for Katy Gaston Road, STD, Precinct 3.**
- AA. **Approve the plat for Sienna Village of Bees Creek Sec. 21 Amending Plat No. 1, Precinct 2.**
- BB. **Approve plat for the roads within Del Webb-Richmond, Section 6, Precinct 1.**
- CC. **Approve plat for the lots within Del Webb-Richmond, Section 6, Precinct 1.**
- 9. **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. 11-012 007 in the amount of \$2,693.15 to Bass Construction Co., Inc., to release the final retainage on construction services for renovations to the Travis Building;**
 - B. **Pay Application No. 9 in the amount of \$117,894.63 to Phoenix 1 Restoration and Construction, Ltd. for Construction Services regarding Restoration of the Historic Courthouse.**
- 10. **PURCHASING:**
 - A. **Authorize advertising for bids for term contract for oils and lubricants.**
 - B. **Authorize advertising for requests for proposals for scanning and indexing of County records.**
 - C. **Authorize renewal of Bid 10-002 term contract for purchase of high demand books from Ingram Library Services, Inc.**
 - D. **Authorize renewal of Bid 10-004 term contract for janitorial services at Libraries from Executive Building System.**
 - E. **Authorize renewal of Bid 10-005 term contract for janitorial services of various buildings from Agape Cleaning Enterprises, Inc.**

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- F. **Authorize renewal of Bid 10-005 term contract for janitorial services at various facilities from Executive Building System.**
- G. **Authorize renewal of Bid 10-007 term contract for purchase of safety supplies from Safety Shoe Distributors.**
- H. **Authorize renewal of Bid 11-005 term contract for school zone lights from Trafficware Engineered by Naztec.**
- I. **Authorize renewal of Bid 10-009 term contract for fire alarm maintenance at Juvenile from Simplex Grinnell LP.**
- J. **Authorize renewal of Bid 10-011 term contract for the purchase of uniforms for Sheriffs Office from Lone Star Uniforms.**
- K. **Authorize renewal of Bid 10-012 term contract for the purchase of duty gear from Lone Star Uniforms.**
- L. **Authorize renewal of Bid 10-013 term contract for maintenance service of facsimile machines from ESP Office Solutions, LLC.**
- M. **Authorize renewal of Bid 10-018 term contract for mowing of right of ways from BIO Landscaping and Maintenance, Inc.**
- N. **Authorize renewal of Bid 10-025 term contract for abatement of junked vehicles from Riverside Auto Collision Center.**
- O. **Authorize renewal of Bid 10-026 term contract for purchase of Chrysler repair parts from Finnegan Auto Group.**
- P. **Authorize renewal of Bid 10-028 term contract for fire alarm, sprinkler, anti-backflow, ansul systems maintenance service and fire/security monitoring from Casteel Automatic Fire Protection, Inc.**
- Q. **Authorize renewal of Bid 10-028 term contract for fire alarm, sprinkler, anti-backflow, ansul systems maintenance service and fire/security monitoring from Royal Protection Group, Inc.**
- R. **Authorize renewal of Bid 10-037 term contract for on-site clearing, grubbing, and debris removal services for various road projects from TFR Enterprises, Inc.**
- S. **Authorize renewal of Bid 10-038 term contract for window washing of various buildings from National Window Cleaning Co., Inc.**

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- T. **Authorize renewal of Bid 10-083 term contract for finish cut mowing of right of ways from Bio Landscaping and Maintenance, Inc.**
- U. **Authorize renewal of Bid 11-001 term contract for purchase and maintenance of copy machines from Skelton Business Equipment.**
- V. **Authorize renewal of Bid 11-003 term contract for purchase of children's books from a local vendor from Southwest Book Company.**
- W. **Authorize renewal of Bid 11-004 term contract for Ford Motor repair parts from Helfman Ford/Mitsubishi.**
- X. **Authorize renewal of Bid 11-006 term contract for auto body repairs from Fort Bend Body Shop.**
- Y. **Authorize renewal of Bid 11-090 term contract for new signal components from Trafficware Engineered by Naztec.**
- Z. **Authorize renewal of Bid 12-003 term contract for armored services from Dunbar Armored.**
- AA. **Authorize renewal of Bid 12-006 term contract for dump truck bed liner spray from Vor-Tex Industries.**
- BB. **Authorize renewal of Bid 12-007 term contract for HVAC maintenance at Libraries from RDI Mechanical.**
- CC. **Authorize renewal of Bid 13-005 term contract for extended drain performance multi-grade engine oil from Certified Laboratories.**
- DD. **Authorize renewal of term contract for medical supplies from Guardian EMS Products.**
- EE. **Authorize renewal of Bid 13-006 term contract for medical supplies from Henry Schein.**

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11. **TAX ASSESSOR/COLLECTOR:**

- A. **Approve refund in the amount of \$75.00 to East Texas License Service for overpayment on third year beer/liquor license renewal. (Fund: Tax Assessor/Collector)**
 - B. **Approve Amendment to Interlocal Cooperation Agreement for the Collection of Taxes between Fort Bend County and the following entities effective through June 30, 2014: Houston Community College and Fort Bend Emergency Services District #1.**
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12. **COMMISSIONER, PCT. 1:**

Take all appropriate action on request by Ambrish Kamdar, on behalf of Muby Beasley LLC, to waive penalty and interest totaling \$553.48 on property taxes for Tax Year 2012, Precinct 1.

13. **COMMISSIONER, PCT. 3:**

Take all appropriate action on request by Francois Delille to waive penalty and interest totaling \$279.82 on property taxes for Tax Year 2012, Precinct 3.

14. **COMMISSIONER, PCT. 4:**

Take all appropriate action on request by Remigio Estrada to waive penalty, interest and collection fees totaling \$717.77 on property taxes for Tax Year 2004, Precinct 4.

15. **AUDITOR:**

- A. Take all appropriate action on the 1115 Waiver program between Fort Bend County and Center for Medicare and Medicaid Services and Health & Human Services Commission for the funding of demonstration years two and three in the amount of \$4,062,711 with an intergovernmental transfer of \$2,772,847.
- B. Take all appropriate action on request to transfer the amount of \$6,835,558 as detailed on Auditor's form dated July 3, 2013 to allocate budget funds for the 1115 Waiver Program for demonstration years two and three.

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- C. Take all appropriate action on request to transfer the amount of \$11,160 as detailed on Auditor's form dated July 2, 2013, to allocate 1115 waiver funds into correct account for the purchase of additional equipment for the Behavioral Crisis Response and Intervention Program, as authorized by Commissioners Court on June 25, 2013.

16. COMMUNITY DEVELOPMENT:

Take all appropriate action on the Fort Bend County FY 2013 Consolidated Action Plan as presented for the Community Development Block Grant Program (CDBG), Home Investment Partnerships Program (HOME) and Emergency Solutions Grant Program (ESG) and authorize County Judge to sign all documents pertaining to the plan.

17. COUNTY ATTORNEY:

Take all appropriate action on Agreement for Continuing Disclosure Services By and Between Fort Bend County, Texas and FSC Continuing Disclosure Services, a Division of First Southwest Company, effective for a five year period. (Fund: Non-Departmental, Fees)

18. ENGINEERING:

Take all appropriate action on Change Order to Contract No. 13-16-G10 between Fort Bend County and Houston-Galveston Area Council to accept additional funds in the amount of \$4,863.25 for the Solid Waste Implementation Grant, and extend the term until August 1, 2013 for Recycle Center Enhancements, with no cash match required by Fort Bend County.

19. HEALTH & HUMAN SERVICES:

- A. Take all appropriate action on request for variance to the Fort Bend County Travel Policy, and approve lodging not purchased within travel policy guidelines for David Aaron on May 27-30, 2013, while attending a Homeland Security training course in El Paso, Texas. (Fund: Public Health Emergency Planning Grant)
- B. Clinical Health: Take all appropriate action on request to ratify Application to Texas Department of State Health Services for FY 2014 funding of the Tuberculosis Prevention and Control program, requesting \$149,330 in State funds, and \$71,599 in Federal funds, with no cash match required by Fort Bend County.

20. LIBRARY:

Take all appropriate action on request to pay \$400.00 by Invoice Transmittal to Guadalupe Ballet Folklorico for program presented at First Colony Library on April 27, 2013, without a purchase order. (Fund: Library Donations, Fees)

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21. PARKS & RECREATION:

Take all appropriate action on request to pay \$130.00 by Invoice Transmittal to Crisp Analytical Laboratories, LLC for water testing at Bates Allen Park performed without a purchase order. (Fund: Parks, Fees)

22. PUBLIC TRANSPORTATION:

- A. Take all appropriate action on Interlocal Agreement between Fort Bend County and Cinco Municipal Utility District No. 8 regarding annexation of a 10.78-Acre tract to develop a Park & Ride and Bus Maintenance Facility.
- B. Take all appropriate action on Fiscal Year 2014 Grant Application Part 1 to the Texas Department of Transportation for Federal Transit Administration Assistance with transportation programs; authorize County Judge to sign all documents pertaining to the Application; and authorize Director of Public Transportation to submit the application.

23. PURCHASING:

- A. Take all appropriate action on Extension of Agreement for Facilities Camera System between Fort Bend County and 911 Security Cameras, Inc., pursuant to RFP 13-044, for the installation of a camera system at Public Transportation facilities, to extend the time of performance from June 30, 2013 until October 4, 2013.
- B. Take all appropriate action on request for price increase from SWS Environmental Services pursuant to Bid 11-002, and authorize renewal of term contract for hauling and disposing of condensate/leachate liquids.
- C. Take all appropriate action on request for price increase from Bound Tree Medical pursuant to Bid 13-006, and authorize renewal of term contract for medical supplies.
- D. Take all appropriate action on request for price increase from Midwest Medical Supply pursuant to Bid 13-006,, and authorize renewal of term contract for medical supplies.
- E. Take all appropriate action on Third Amendment to Agreement for Vending Machine Services between Fort Bend County and Five Star Food Services, Inc. pursuant to RFP 11-068, effective through September 30, 2014.
- F. Take all appropriate action on Second Extension of Agreement for Online Homework Tutoring between Fort Bend County and Brainfuse, Inc. pursuant to RFP 12-009, effective through September 30, 2014.

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- G. Take all appropriate action on Second Extension of Agreement for Bulk Fuel Products and Services between Fort Bend County and Susser Petroleum Company LLC, pursuant to RFP 12-051, effective through September 30, 2014.
 - 24. SHERIFF'S OFFICE:
 - A. Take all appropriate action on termination of Lease Agreement between Fort Bend County and Pitney Bowes, and approve settlement payment in the amount of \$5,293.68 to Pitney Bowes for return of the leased postage machine from the Sheriff's Office. (Fund: Sheriff, Enforcement, Operating, Rentals)
 - B. Take all appropriate action on request to pay \$150.00 by Invoice Transmittal to American Auto Tint for window tinting performed without a purchase order. (Fund: Sheriff, Enforcement, Operating, Fees)
 - C. Take all appropriate action on request for nine new grant funded Deputy positions, Grade 9 of the Law Enforcement Policy Group for the Crisis Intervention Team, effective July 9, 2013. (Fund: 1115 Waiver-Medicaid Transformation)
 - D. Take all appropriate action on request for one new grant funded Sergeant position, Grade 12 of the Law Enforcement Policy Group, for the Crisis Intervention Team, effective July 9, 2013. (Fund: 1115 Waiver-Medicaid Transformation)
 - E. Take all appropriate action on request to increase by \$73,980 the Agreement for Turnkey Facility Maintenance Service between Fort Bend County and CGL Engineering, Inc., for a total cap amount of \$173,980, and designate funding source for the increase.
 - 25. Approve Bills.
 - 26. Authorize County Auditor to pay and release time sensitive bills on July 18, 2013, to be ratified by Commissioners Court on July 23, 2013.
 - 27. Meet in Closed Session to deliberate the following matters as authorized by the Texas Government Code:
 - A. § 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.
- Spur 10; Texas Department of Transportation 90/10 Reimbursement Project, Precinct 1.

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- 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 Human Resources.

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

- A. § 551.072. Deliberation Regarding Real Property.

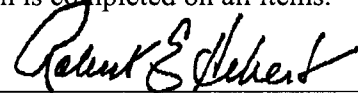
Spur 10; Texas Department of Transportation 90/10 Reimbursement Project, Precinct 1.

- B. § 551.074. Personnel Matters.

Annual Evaluation - Director of Human Resources.

29. 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, July 5, 2013. An electronic version of this notice is also posted on the Fort Bend County website: www.fortbendcountytexas.gov 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 (Deliberation of Real Property), 551.0725 (Deliberation of Contract Being Negotiated), 551.073 (Deliberation of Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberation of Security Devices) and 551.086 (Economic Development).

FILED FOR RECORD
NO _____ TIME 1:56 A.M.
P.M.

JUL 05 2013

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County Clerk Fort Bend Co. Texas