

MINUTES

BE IT REMEMBERED, That on this 11th DAY of FEBRUARY, 2014, 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 James Patterson.

Invocation and Pledge of Allegiance by Commissioner James Patterson.

3. Approve minutes of regular meeting held on February 4, 2014.

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 February 4, 2014.

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

4. Public Comments regarding the Agenda and Announcements.

Judge Hebert announced the paperwork was completed on purchasing the Gordon Ranch. Commissioner Meyers thanked Judge Hebert for his work on this project.

5. **PUBLIC HEARINGS: 1:00 p.m.: Conduct Public Hearings and take all appropriate action on the following matters:**
- A. **Acceptance of the traffic control plan for Grand Oaks Business Park, First Oaks Street, Precinct 3.**
 - B. **Acceptance of the traffic control plan for Cinco Ranch Southwest, Section 60, Section 63, and Section 67, Precinct 3.**
 - C. **Acceptance of the traffic control plan for Lost Creek, Section 4, and Lost Creek, Section 5, Precinct 3.**
 - D. **Acceptance of the revised traffic control plan for Sienna Ranch Road, Precinct 2.**

Public hearing held. No public comments.

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve agenda item 5 A-D.

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

Commissioner Prestage stated that the speed limit on item 5D has been lowered to 35 mph.

CONSENT AGENDA ITEMS 6-17

6. **OUT OF STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
- A. **Fire Marshal: Mark Flathouse to Emmitsburg, Maryland, April 6-18, 2014, to attend class at the National Fire Academy, with travel and lodging sponsored by the federal agency. (Fund: Fire Marshal, Travel)**
 - B. **Library : Daniel Sample to Richmond, Virginia, May 6-11, 2014, to attend the National Genealogical Society 2014 Family History Conference. (Fund: Library, Travel)**
 - C. **Library : Monique Franklin, Lorri Lessey, and Elizabeth Bullard to Indianapolis, Indiana, March 11-15, 2014, to attend the Public Library Association National Conference. (Fund: Library, Travel)**
 - D. **Office of Emergency Management t: Jeff Braun to Atlanta, Georgia, April 25-30, 2014, to attend the 2014 National Planning Conference hosted by the American Planning Association. (Fund: Office of Emergency Management, Travel)**
 - E. **Sheriff's Office : Ratify travel by T. Tyrrell and T. Oxley to Lafayette, Louisiana and St. Gabriel, Louisiana, February 5, 2014, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)**
 - F. **Sheriff's Office : E. Parr and M. Howland to Orlando, Florida, April 29-May 2, 2014, to attend Navigator 2014 Conference. (Fund: Sheriff, Enforcement, Travel)**

7. COUNTY JUDGE:

- A. Approve request for Historic Site Property Tax Exemption for Simonton School, located at 34935 FM 1093 in Simonton, Texas, for tax year 2014.
- B. Approve request for Historic Site Property Tax Exemption for the Darst Home, located at 300 South 9th Street in Richmond, Texas, for tax year 2014.

8. BUDGET & FINANCE/BUDGET TRANSFERS:

- A. Commissioner, Pct. 3: Approve transfer in the amount of \$600 from Fees into Information Technology to allocate funds for replacement of a desktop printer that could not be repaired.
- B. Facilities Management & Planning : Approve transfer in the amount of \$1,700 from Fees into Information Technology to allocate funds for the purchase a computer, software and flash drives.
- C. Library : Approve transfer in the amount of \$3,500 as detailed on Auditor's form dated February 4, 2014, to amend the budget pursuant to Local Government Code Section 111.07075 and allocate funds received from the Texas State Library and Archives for reimbursement of the purchase of a server.
- D. Road & Bridge: Approve transfer in the amount of \$6,673 from Fees Into Construction in Progress to allocate funds for completion of improvements to the Beechnut Road & Bridge facility.
- E. Sheriff's Office: Approve transfer in the amount of \$200 from Enforcement, Travel, into Information Technology to allocate funds for the purchase of a new printer for Personnel.

9. 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 2013, as prescribed in Section 51.605 of the Texas Government Code.

10. ENGINEERING:

- A. Approve payment of Invoice No. 121343C in the amount of \$6,016.88 to Aviles Engineering Corporation regarding construction materials testing and inspection services for Mason Road, Segment 2, Mobility Bond Project 735a, Precinct 3. (Fund: 2007 Mobility Bonds)
- B. Approve payment of Invoice No. 121351C in the amount of \$14,454.80 to Aviles Engineering Corporation regarding construction materials and testing for Mason Road, Segment 3, Mobility Bond Project No. 735b, Precinct 3. (Fund: 2007 Mobility Bonds)
- C. Approve payment of Invoice No. 6 in the amount of \$510,915.31 to Hassell Construction regarding Golfview Drive, Mobility Bond Project No. 709, Precinct 1. (Fund: 2007 Mobility Bonds)
- D. Approve payment of Invoice No. 063-0000008205 in the amount of \$2,619.76 to WCA Waste Corporation for clearing Rabbs Bayou in the area of Golfview Drive, Mobility Bond Project No. 709, Precinct 1. (Fund: 2007 Mobility Bonds)

Item 10 continued - Engineering:

- E. Approve payment of Invoice No. 114036 in the amount of \$470.00 to Klotz Associates for engineering services for various projects within Precincts 1, 2, 3 and 4. (Fund: 2007 Mobility Bonds)**
- F. Approve payment of Invoice No. 459301/24/ii in the amount of \$52,616.31 to Dannenbaum Engineering Corporation for improvements to FM 1093, Mobility Bond Project No. 748, Precinct 3. (Fund: 2007 Mobility Bonds)**
- G. Approve payment of Invoice No. FBC2014-1012 718 (Sequence No. 12) in the amount of \$4,117.73 to SES Horizon Consulting Engineers regarding final design engineering for Brand Lane, Mobility Bond Project No. 718, Precinct 2. (Fund: 2007 Mobility Bonds)**
- H. Approve payment of Invoice No. FBC2014-1012 769 (Sequence No. 12) in the amount of \$3,800.97 to SES Horizon Consulting Engineers regarding final design engineering for Brand Lane, Mobility Bond Project No. 769, Precinct 2. (Fund: 2007 Mobility Bonds)**
- I. Approve application from Debo Homes, LLC to construct driveway tie-in onto Leah Drive, Precinct 1.**
- J. Approve application from Devon Street Homes to construct driveway tie-in onto Silktail Court, Precinct 4.**
- K. Approve application from Devon Street Homes to construct driveway tie-in onto Longvale Glen Court, Precinct 1.**
- L. Approve application from Centerpoint Entex to bury a 4-inch gas line along Robinowitz 1 Road, Precinct 1.**
- M. Approve application from Centerpoint Entex to bury a 1-inch gas line along Long Prairie Trace, Precinct 4.**

See correction on size after item 17.
- N. Approve application from Centerpoint Entex to bore a 6-inch gas line under Harlem Road and Grand Vista Spring Boulevard and to bury a 4-inch gas line along Grand Vista Spring Boulevard and Somerset Place Lane, Precinct 4.**
- O. Approve application from Municipal Operations and Consulting, Inc. to bore a 12-inch water line under and along Gaston Road, Precinct 3.**

See correction on size after item 17.
- P. Approve application from Municipal Operations and Consulting, Inc. to bore a 12-inch water line under and along Katy Gaston Road, Precinct 3.**
- Q. Approve application from Tejas Underground Utilities to bore an 8-inch sanitary sewer line under University Boulevard, Precinct 4.**
- R. Approve application from BPC, LP to set a 24-inch culvert on Point West Circle, Precinct 1.**
- S. Approve the plat for HRC LMF Reserve, Precinct 4.**

Item 10 continued - Engineering:

- T. Approve the plat for NEC 1464 Bellaire, Precinct 2.
- U. Approve plat for the roads within Waterview Estates, Section 13, Precinct 4.
- V. Approve plat for the lots within Waterview Estates, Section 13, Precinct 4.
- W. Approve plat for the roads within Bonbrook Plantation North, Section 9, Precinct 1.
- X. Approve plat for the lots within Bonbrook Plantation North, Section 9, Precinct 1.
- Y. Set public hearing for Vaquero West Bellfort, being a replat of Reserve "B", Long Meadow Farms Commercial Reserve, Sec. 2 Replat No. 3, Pct. 4 (*Tuesday, March 25, 2014 at 1:00 pm*)
- 11. **FACILITIES MANAGEMENT & PLANNING: The Director of Facilities Management & Planning submits these invoices for approval and payment for projects that have been budgeted and funded by Facility Bond and/or Capital Projects:**
 - A. Pay Application No. 3 in the amount of \$435,940.00 to Turner Construction Company for construction services regarding expansion of the Central Appraisal District facility;
 - B. Pay Application No. Eight (8) in the amount of \$327,935.40 to Crain Group, LLC for construction services regarding the Library Administration Building;
 - C. Pay Application No. Thirteen (13) in the amount of \$65,616.83 to Crain Group, LLC for Design/Build services regarding renovations to the George Memorial Library.
- 12. **HEALTH & HUMAN SERVICES:**

Approve Affiliation Agreement between Fort Bend County and The University of Texas Medical Branch (UTMB) at Galveston for enrolled student(s) to perform components of their public health practice experience through the County's Health & Human Services programs.
- 13. **HUMAN RESOURCES:**

Approve request for withdrawal of 120 hours from the Shared Sick Leave Pool for employee of Constable, Precinct 4, Position No. 5504-0024.
- 14. **LIBRARY:**

Approve replacement of counterfeit bill deposited by Library staff on January 23, 2014.
- 15. **PUBLIC TRANSPORTATION:**

Authorize County Judge and County Attorney to sign and Transportation Director to electronically submit to the Texas Department of Transportation on behalf Fort Bend County the FY14 Federal Certification and Assurances for Federal Transit Administration Assistance Programs as required by the Texas Department of Transportation.

16. PURCHASING:

- A. Rescind Commissioners Court approval of Agenda Item 35C on February 4, 2014, the award of Bid 14-029 for Electrical Relocation for TDCJ Harlem Road; reject all bids and re-advertise.**
- B. Authorize advertising for Requests for Proposals (RFPs) for Jail West tower boilers.**
- C. Authorize advertising for Bids for repairs to Mustang Community Center.**

17. TAX ASSESSOR/COLLECTOR:

Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on February 4, 2014 for an amount totaling \$2,512.35 for the Office of Patsy Schultz.

Moved by Commissioner Meyers, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 6 - 17 with correction to 10M-bury a 2 inch gas line and 100-bore an 8 inch water line.

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

18. CONSTABLE, PCT. 1:

Take all appropriate action on request for variance to the Fort Bend County Employee Information Manual, specifically Section 413, Emergency Operations Personnel and Pay Procedures, to pay Contract Deputies from Constable Precinct 1 for deferred time earned while working during Emergency Closure of the County on January 28, 2014. (Fund: Constable Precinct 1, Various Agreements for Additional Law Enforcement)

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to grant a variance to the Fort Bend County Employee Information Manual, specifically Section 413, Emergency Operations Personnel and Pay Procedures, to pay Contract Deputies from Constable Precinct 1 for deferred time earned while working during Emergency Closure of the County on January 28, 2014. (Fund: Constable Precinct 1, Various Agreements for Additional Law Enforcement)

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

Commissioner Patterson asked the county auditor to check with the 3 other Constables and Sheriff's Office if they have deferred time.

19. COMMUNITY SUPERVISION & CORRECTIONS:

Take all appropriate action on Grant Application 1919108 and Resolution to the Office of the Governor, Criminal Justice Division for grant funding in the amount of \$150,000 for the 2015 Felony Drug Court (CARD), Misdemeanor Drug Court and the DWI Court programs with no cash match required by Fort Bend County.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve Grant Application 1919108 and Resolution to the Office of the Governor, Criminal Justice Division for grant funding in the amount of \$150,000 for the 2015 Felony Drug Court (CARD), Misdemeanor Drug Court and the DWI Court programs with no cash match required by Fort Bend County.

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

20. ENGINEERING:

Take all appropriate action on contract with Houston-Galveston Area Council for FY 2014 grant funding in the amount of \$79,050 to support the County's Solid Waste Program for Household Hazardous Waste Collection Events in two locations, with in-kind services equal to \$28,000 provided by Fort Bend County for the period of February 1, 2014 to Aug. 30, 2014.

Pulled.

21. FIRE MARSHAL:

- A. Take all appropriate action on Interlocal Agreement between Fort Bend and Harris Counties regarding the permitting of a proposed multiple-building senior housing development situated on the boundary line, Precinct 3.**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Interlocal Agreement between Fort Bend and Harris Counties regarding the permitting of a proposed multiple-building senior housing development situated on the boundary line, Precinct 3.

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

Item 21 continued - Fire Marshal:

- B. Take appropriate action on Interlocal Agreement between Fort Bend County and the City of Katy for Fire Protection in Unincorporated Fort Bend County, effective through September 30, 2014.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve Interlocal Agreement between Fort Bend County and the City of Katy for Fire Protection in Unincorporated Fort Bend County, effective through September 30, 2014.

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

22. HUMAN RESOURCES:

Take all appropriate action on request to reclassify Position Number 5501-0017, in the Office of Constable, Precinct 1, from Sergeant-Constables, Grade 11 of the Law Enforcement Policy Group to Corporal-Constables, Grade 10 of the Law Enforcement Policy Group, effective February 11, 2014.

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to reclassify Position Number 5501-0017, in the Office of Constable, Precinct 1, from Sergeant-Constables, Grade 11 of the Law Enforcement Policy Group to Corporal-Constables, Grade 10 of the Law Enforcement Policy Group, effective February 11, 2014.

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

23. PARKS & RECREATION:

Take all appropriate action on request to ratify electronic re-submission of 2013 Application to the Texas Parks and Wildlife Department, applying for federal funds in the amount of \$179,776 for Recreational Trails, with twenty percent of in-kind services provided by Fort Bend County, for a total project cost of \$224,720 to develop an outdoor education and recreation camp at Bates Allen Park in Kendleton, Texas.

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to ratify electronic re-submission of 2013 Application to the Texas Parks and Wildlife Department, applying for federal funds in the amount of \$179,776 for Recreational Trails, with twenty percent of in-kind services provided by Fort Bend County, for a total project cost of \$224,720 to develop an outdoor education and recreation camp at Bates Allen Park in Kendleton, Texas.

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

24. PURCHASING:

- A. Take all appropriate action on Agreement for Architectural and Engineering Services between Fort Bend County and Autoarch Architects, LLC for addition to the Bud O'Shieles Community Center, in amount not to exceed \$99,500. (Fund: Capital Improvement Project)**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Architectural and Engineering Services between Fort Bend County and Autoarch Architects, LLC for addition to the Bud O'Shieles Community Center, in amount not to exceed \$99,500. (Fund: Capital Improvement Project)

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

Item 24 continued - Purchasing:

B. Take all appropriate action on request to purchase three (3) 24 to 26-foot buses for Public Transportation, pursuant to Bid 10-032. (Fund: Public Transportation, Urban Job Access Reverse Commute Grant)

Moved by Commissioner Patterson, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to purchase three (3) 24 to 26-foot buses for Public Transportation, pursuant to Bid 10-032 from National Bus Sales for \$71,909.00 each. (Fund: Public Transportation, Urban Job Access Reverse Commute Grant)

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

Commissioner Patterson stated that the buses are replacements and thanked Paulette Shelton, Transportation Director, for using federal funds and toll credits for 100% of the money.

C. Take all appropriate action on request to purchase one (1) inmate transfer bus from National Bus Sales, utilizing Houston-Galveston Area Council Contract BT01-14, for an amount not to exceed \$166,953.19. (Fund: Sheriff's Office/Fleet Allocations)

Moved by Commissioner Morrison, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to purchase one (1) inmate transfer bus from National Bus Sales, utilizing Houston-Galveston Area Council Contract BT01-14, for an amount not to exceed \$166,953.19. (Fund: Sheriff's Office/Fleet Allocations)

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

25. SHERIFF'S OFFICE:

Take all appropriate action on request for extension of Involuntary Leave of Absence for employee of the Sheriff's Office, Position No. 5601-0774, for a period of not more than six months, effective February 14, 2014.

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve request for extension of Involuntary Leave of Absence for employee of the Sheriff's Office, Position No. 5601-0774, for a period of not more than six months, effective February 14, 2014.

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

26. 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
\$9,435,315.28.

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

27. Authorize County Auditor to pay and release time sensitive bills on February 20, 2014, to be ratified by Commissioners Court on February 25, 2014.

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to authorize County Auditor to pay and
release time sensitive bills on February 20, 2014, to be ratified by Commissioners Court on
February 25, 2014.

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

28. Meet in Closed Session to deliberate the following matters as authorized by the Texas Government Code:

§ 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.

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

Pulled.

B. Old Richmond Road, Precinct 4.

Pulled.

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

§ 551.072. Deliberation Regarding Real Property.

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

Pulled.

B. Old Richmond Road, Precinct 4.

Pulled.

February 11, 2014

30. Adjournment.

Commissioners Court adjourned at 1:16 p.m. on Tuesday, February 11, 2014.