

December 16, 2014

**NOTICE OF MEETING  
FORT BEND COUNTY COMMISSIONERS COURT  
SECOND FLOOR, FORT BEND COUNTY COURTHOUSE  
401 JACKSON STREET, RICHMOND, TEXAS  
TUESDAY, DECEMBER 16, 2014  
1:00 P.M.**

**AGENDA**

1. Call to Order.
2. Invocation and Pledges of Allegiance by Commissioner Richard Morrison.
3. Approve minutes of regular meeting held on December 9, 2014.
4. Public Comments regarding the Agenda and Announcements.
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 Monterrey at Willowbend, Section 2, Precinct 3.
  - B. Acceptance of the traffic control plan for Westridge Creek Lane Street Dedication, Pct. 3.
  - C. Acceptance of the traffic control plan for Winding Waters Lane, Precinct 4.
  - D. Acceptance of the traffic control plan for Olive Hill at Riverstone, Precinct 4.

**CONSENT AGENDA ITEMS 6-20:**

6. **OUT-OF-STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
  - A. **AgriLife Extension Office: Boone Holladay to Mobile, Alabama, January 14-17, 2015, to attend the Southern Sustainable Ag Work Group Annual Conference. (Fund: Texas A&M AgriLife Extension Grant)**
  - B. **Fire Marshal: Mark Flathouse to Emmitsburg, Maryland, January 25, 2015 to February 6, 2015, to attend National Fire Academy: Executive Analysis of Fire Service Operations in Emergency Management, with airfare and lodging sponsored by FEMA.**

- C. **Health & Human Services - Clinical Health:** Catalina Lozano to New Orleans, Louisiana, January 6-8, 2015, to attend Regional Meeting regarding Foodborne Illness and Surveillance. (Fund: Health & Human Services, Infectious Disease Foodborne Surveillance Grant)
- D. **Risk Management:** Wyatt Scott and J. T. Pena to New Orleans, Louisiana, April 26-29, 2015, to attend the Risk and Insurance Management Society (RIMS) 2015 Annual Conference. (Fund: Risk Management, Travel)
- E. **Sheriff's Office:** Ratify change in travel dates for S. Soland to Monterey, California, October 9-16, 2014, to attend Crisis Intervention Team International Conference. (Fund: 1115 Waiver)
- F. **Sheriff's Office:** Ratify travel by D. Tondera to Kaplan, Louisiana, December 16, 2014, for K-9 Training. (Fund: Sheriff, Enforcement, Training)
- G. **Sheriff's Office:** Ratify travel by T. Oxley to Shreveport, Louisiana, December 10, 2014, to extradite a prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)
- H. **Sheriff's Office:** T. Goodfellow and J. Brownfield to Long Beach, California, February 7-10, 2015, to attend the American Correctional Association 2015 Winter Conference. (Fund: Sheriff, Detention, Travel)

7. **COUNTY JUDGE:**

Approve the reappointment of Directors to the Fort Bend Subsidence District for two year terms effective January 31, 2015 through January 31, 2017 as follows: Harvey Ludwig, on behalf of Precinct 1; James Clark on behalf of Precinct 2; Jon Strange on behalf of Precinct 3; and Morris Mitchell on behalf of Precinct 4.

8. **COMMISSIONER, PCT. 1:**

Approve the appointment of Alice Bijarro and Paula Arrington to the Fort Bend County Library Advisory Board, to fill the vacancies of Wolfram Von-Maszewski and Claretna Vaxter, for a term effective January 1, 2015 through December 31, 2017.

9. **COMMISSIONER, PCT. 3:**

Approve the reappointment of Scott Evans Sr. and Jim Minton as Commissioners for Fort Bend County Emergency Services District No. 4 for two year terms, effective January 1, 2015 through December 31, 2016.

10. COMMISSIONER, PCT. 4:

Approve the reappointment of Ben Bono and John Godbee as Commissioners for Fort Bend County Emergency Services District No. 5 for terms effective January 1, 2015 through December 31, 2016.

11. BUDGET & FINANCE/BUDGET TRANSFERS:

- A. Constable, Pct. 1: Approve FY 2015 transfer in the amount of \$512 from Operating Supplies into Information Technology to allocate funds for the purchase of two laser printers.
- B. Sheriff's Office: Approve FY 2015 transfer in the amount of \$206,600 from Forfeited Assets, State, Contingency, into Capital Acquisitions to allocate funds into correct line item for the purchase of four vehicles with equipment for the Crisis Intervention Team.

12. COMMUNITY SUPERVISION & CORRECTION:

Record into Minutes the FY 2014 Community Supervision & Corrections Department Statement of Financial Position, pursuant to Local Government Code Section 140.004 and CJAD standard 163.43(a)(1)(F).

13. ENGINEERING:

- A. Approve payment of Invoice No. INV0005684 in the amount of \$337.50 to Percheron Field Services regarding Congestion Mitigation, Mobility Bond Project No. X23, Precinct 3. (Fund: Right of Way)
- B. Approve payment of Invoice No. 1995 (sequence no. 6) in the amount of \$146,092.50 to Aranda Brothers Construction Co., Inc. regarding Harlem Road, Mobility Bond Project No. 726, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)
- C. Approve payment of Invoice No. 4 in the amount of \$287,405.23 to Allgood Construction Co., Inc. regarding Williams Way, Mobility Bond Project No. 747, Precinct 1. (Fund: 2007 Mobility Bonds)
- D. Approve payment of Invoice No. 10 in the amount of \$25,704.00 to Allgood Construction Co., Inc. regarding West Bellfort Road, Mobility Bond Project No. 741, Precinct 4. (Fund: 2007 Mobility Bonds)

- E. **Approve payment of Invoice No. 4800 in the amount of \$6,017.50 to Property Acquisition Services, LLC regarding right of way services within Precincts 1, 2, 3 and 4. (Fund: Right of Way)**
- F. **Approve payment of Invoice No. 74 in the amount of \$51,570.50 to Schaumburg & Polk, Inc. for administrative support services regarding mobility projects within Precincts 1, 2, 3 and 4. (Fund: 2007 Mobility Bonds)**
- G. **Approve payment of Invoice No. 14-11077 in the amount of \$2,626.00 to Tolunay-Wong Engineers, Inc. regarding Harlem Road, Mobility Bond Project No. 726, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)**
- H. **Approve payment of Invoice No. INV0005686 in the amount of \$300.00 to Percheron Field Services regarding FM 1093 / Westpark, Mobility Bond Project No. 748, Precinct 3. (Fund: Right of Way)**
- I. **Approve payment of Invoice No. 1 in the amount of \$9,280.00 to Schaumburg & Polk, Inc. for administrative support services regarding mobility projects within Precincts 1, 2, 3 and 4. (Fund: 2013 Mobility Bonds)**
- J. **Approve release of cashier's check no. 4110050491 in the amount of \$5,000.00 to Si Energy for completion of work on Beechnut Road, Permit No. 84652, Precinct 3.**
- K. **Approve application from Tejas Underground Utilities, LLC to construct an outfall into Willow Fork (Buffalo Bayou), Precinct 3.**
- L. **Approve application from Centerpoint Entex Energy to bore under Willow Fork (Buffalo Bayou) and bury a 4-inch plastic gas line along Kingsland Boulevard, Precinct 3.**
- M. **Approve application from Devon Street Homes to construct two driveways on Waterview Meadow Drive, Precinct 4.**
- N. **Approve application from Debo Homes, LLC to construct driveways on Harry Drive, Emily Ruth Drive and April Drive, Precinct 1.**
- O. **Approve request for Fort Bend County to sponsor a Texas Department of Transportation Project on behalf of LRI Investments Group, LTD, to construct a public road connection at Owens Road at FM 1464 within Owens Road Street Dedication, Sec. 1 Development, at no cost to the County, Precinct 4.**

14. **ENGINEERING - PLATS:**
  - A. **Approve the plat for Waterview Town Center Sec. 1, Precinct 4.**
  - B. **Approve the plat for KIPP Houston Public Schools Hwy 6, Precinct 2.**
  - C. **Approve plat for the roads within Mission Trace, Sec. 1, Precinct 3.**
  - D. **Approve plat for the lots within Mission Trace, Sec. 1, Precinct 3.**
  - E. **Approve plat for the roads within Grand Vista, Sec. 8, Precinct 3.**
  - F. **Approve plat for the lots within Grand Vista, Sec. 8, Precinct 3.**
  - G. **Approve plat for the roads within Riverstone North, Section Two, Precinct 4.**
  - H. **Approve plat for the lots within Riverstone North, Section Two, Precinct 4.**
  - I. **Approve plat for the roads within Sienna Village of Destrehan, Section 1, Precinct 1.**
  - J. **Approve plat for the lots within Sienna Village of Destrehan, Section 1, Precinct 1.**
  - K. **Approve plat for the roads within Sienna Village of Destrehan, Section 2, Precinct 1.**
  - L. **Approve plat for the lots within Sienna Village of Destrehan, Section 2, Precinct 1.**
  
15. **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. 11-14-14 in the amount of \$1,805.00 to TechKnowledge Consulting Corp., for security consulting services regarding the Justice Center;**
  - B. **Pay Application No. 14-005 005 in the amount of \$37,150.41 to Bass Construction Co., Inc., for construction services regarding the Pedestrian Plaza;**
  - C. **Pay Application No. 10 in the amount of \$35,024.00 to Turner Construction Company for construction services regarding expansion of the Central Appraisal District facility.**

16. **HEALTH & HUMAN SERVICES:**

- A. **Approve renewal of the Interlocal Agreement for Postmortem Examinations by Harris County Institute of Forensic Sciences between Harris County and Fort Bend County in an amount not to exceed \$72,150 for the period of January 1 through December 31, 2015. (Fund: Health & Human Services, Fees)**
- B. **Emergency Medical Service: Approve award of Fort Bend County Emergency Medical Service Badge to Ron Dille upon his retirement December 31, 2014.**

17. **PURCHASING:**

**Authorize advertising for statements of qualifications for design/build of equipment barn at Freedom Park.**

18. **SHERIFF'S OFFICE:**

**Record into Minutes the Agreement between Intrepid Construction Company LLC and Fort Bend County Sheriff for Sheriff's Office Interior Modification Services for two existing housing units in the Jail. (Fund: Sheriff's Office, Commissary)**

19. **TAX ASSESSOR/COLLECTOR:**

**Record into Minutes the Tax Assessor-Collector Continuing Education Transcript, which reflects that the Honorable Patsy Schultz, Fort Bend County Tax Assessor Collector, has met the continuing education requirements for the period of January 1 through December 31, 2014, as required by Section 6.231(d) of the Texas Property Tax Code.**

20. **TREASURER:**

**Approve Monthly Report Submitted by the County Treasurer for November 2014, and authorize advertisement of affidavit of the same, in accordance with Local Government Code Section 114.026.**

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21. **COUNTY JUDGE:**

**Take all appropriate action on proposed modification to the Rules of Procedure, Conduct, and Decorum at Meetings of the Fort Bend County Commissioners Court.**

22. COMMISSIONER, PCT. 1:

- A. Take all appropriate action on request by Clyde Richardson to waive penalty, interest and collection fees totaling \$537.19 on property taxes for Tax Year 2013, Precinct 1.
- B. Take all appropriate action on request for retroactive historical site property tax exemption by the Kendleton Heritage Society for tax years 2011, 2012, 2013 and 2014 due to unforeseen circumstances that prevented them from filing the historical exemption application for those years.

23. COMMISSIONER, PCT. 3:

Take all appropriate action on Resolution and Order Decreeing the Acquisition of Property to be a Public Necessity and Authorizing the Acquisition and Payment of Compensation by record vote for the Congestion Mitigation Project - Mobility Project X23 for property located at the following intersections:

- Fry Road and SH 99 (Grand Parkway); and
- Cinco Ranch Boulevard and Westheimer Parkway.

24. AUDITOR:

- A. Take all appropriate action to set the mileage reimbursement rate at 57.5 cents (same rate as the Internal Revenue Service), effective January 1, 2015.
- B. Take all appropriate action on the adoption of Fort Bend County Procedures for Post-Issuance Compliance to be administered by the Auditor's Office effective December 16, 2014.
- C. Take all appropriate action on request to approve payment in the amount of \$30,480.40 to Ernie Croucher Auctioneers for auction services provided on October 25, 2014, adjusted from the amount invoiced due to discrepancies in documentation and reports.

25. COMMUNITY DEVELOPMENT: Take all appropriate action on Agreements between Fort Bend County and the following entities, all of which are part of the FY 2014 Consolidated Action Plan approved by Commissioners Court on July 1, 2014, funded by the Community Development Block Grant or the Emergency Solutions Grant Program; and authorize County Judge to sign all documents pertaining to the Agreements:

- A. Fred & Mabel R. Parks Youth Ranch, Inc. in the amount of \$52,614 to operate a youth shelter for homeless and at risk youth;
- B. Blessed Be Hope For Three, Inc. in the amount of \$18,000 to administer a program that provides access to physical, occupational, behavioral and speech therapy programs for children with autism;

- C. The Arc of Fort Bend County in the amount of \$27,850 to provide social and recreational activities for program participants;
- D. City of Rosenberg in the amount of \$210,000 for the construction of a water line;
- E. City of Kendleton in the amount of \$76,050 for the purchase and installation of a 75 to 150 k.w. generator for the City of Kendleton water plant located on Willie Melton Blvd;
- F. Brazos Bend Guardianship Services in the amount of \$30,000 to provide care management services to incapacitated, disabled adults and their families in Fort Bend County;
- G. Fort Bend County Municipal Utility District No. 19 in the amount of \$220,000 for phase 3 of the water distribution system improvements.

26. ELECTIONS ADMINISTRATION:

Take all appropriate action to canvass the results of the December 6, 2014 Special Election to fill the unexpired term in Senate District 18.

27. HUMAN RESOURCES:

Take all appropriate action on request for a one-time exception to Policy 513 of the Employee Information Manual, specifically Section 513.06, Vacation Accrual Limit, for certain employees of Emergency Medical Service.

28. JUVENILE PROBATION & DETENTION:

- A. Take all appropriate action on request to transfer the amount of \$25,000 from FY 2015 Non-Departmental Contingency into General Fund Juvenile Operating Fees, to allocate funds for consultant services for a Facility Needs Assessment for the Juvenile Probation/Detention Facility, which was approved by the Fort Bend County Juvenile Board on October 8, 2014.
- B. Take all appropriate action on grant award from Houston Endowment Foundation, Inc., for the Juvenile Probation Department to accept \$225,000 over a period of three years to fund an Early Intervention Truancy Prevention Program and to provide essential parent training, with no cash match required by the County for the period of January 1, 2015 through January 31, 2017, to be ratified by the Juvenile Board at their next meeting.

29. PUBLIC TRANSPORTATION:

- A. Take all appropriate action on Agreement for Transportation Services between Fort Bend County and Catholic Charities.
- B. Take all appropriate action on Modification to Agreement for Downtown Houston Transit Options Study between Fort Bend County and Texas A & M Transportation Institute, to revise the scope of services and extend the term of the Agreement until June 1, 2015. (Fund: Public Transportation Grant)
- C. Take all appropriate action on Amendment to Interlocal Cooperation Contract between Fort Bend County and Texas A & M Transportation Institute for Revenue Research and Analysis Study to extend the term of the Agreement until May 31, 2015, with no change in funding.

30. PURCHASING:

- A. Take all appropriate action on request for price increase from National Bus Sales for large buses only, pursuant to Bid 10-032 for transit buses.
- B. Take all appropriate action on request to purchase radio equipment, additions to fleet, from Motorola Solutions, utilizing Houston Galveston Area Council Contract RA05-12, in an amount not to exceed \$160,955.20. (Fund: Various County Departments)
- C. Take all appropriate action on request to purchase four (4) Tahoes, additions to fleet, from Classic Chevrolet, for Sheriff's Office, pursuant to Bid 15-028. (Fund: Sheriff's Office, Forfeited Assets, State)
- D. Take all appropriate action on Amendment No. 2 to Agreement for Architectural and Engineering Services between Fort Bend County and Autoarch Architects, LLC, for additional services in the amount of \$4,530 regarding the Bud O'Shieles Community Center, for a total contract amount of not to exceed \$105,830. (Fund: Capital Improvement Project)
- E. Take all appropriate action on Addendum to Data Processing Services Agreement between Fort Bend County and Indigent Health Care Solutions, for an amount of \$88,743.48 for FY 2015. (Fund: Indigent Healthcare)

- F. Take all appropriate action on Change Order Number 1 to the Contract between Fort Bend County and Prime Coat II, LLC, to provide additional services in the amount of \$44,342.89, for a total construction cost not to exceed \$186,932.45 regarding Bid 14-068, seamless shower system at the Jail. (Fund: Capital Improvement Project)
  - G. Take all appropriate action on Bid 15-038 to stain and polish concrete floors at Fairgrounds.
  - H. Take all appropriate action on Agreement for Professional Environmental Services pursuant to SOQ 14-025 between Berg-Oliver Associates, Inc. and Fort Bend County in an amount not to exceed \$35,420 regarding various 2013 Mobility Bond Projects within Precinct 1. (Fund: 2013 Mobility Bonds)
  - I. Take all appropriate action on Agreement for Professional Environmental Services pursuant to SOQ 14-025 between Fort Bend County and SWCA Environmental Consultants in an amount not to exceed \$35,846 regarding various 2013 Mobility Bond Projects within Precincts 2 and 4. (Fund: 2013 Mobility Bonds)
  - J. Take all appropriate action on Agreement for Professional Environmental Services pursuant to SOQ 14-025 between Fort Bend County and Bio-West, Inc. in an amount not to exceed \$45,000 regarding various 2013 Mobility Projects, within Precincts 1 and 3. (Fund: 2013 Mobility Bonds)
  - K. Take all appropriate action on Bid 15-040 for mowing and maintenance of Freedom Park baseball fields.
  - L. Take all appropriate action on RFP 15-035 for paperless round sheet software for Sheriff's Office.
31. RISK MANAGEMENT:
- A. Take all appropriate action on 2015 Fort Bend County Employee Benefit Rates for Retirees, Employees on Leave of Absence, and COBRA participants.
  - B. Take all appropriate action on request to ratify Amendment IV to the Cafeteria Plan, Premium Reduction Option Plus, Flexible Spending Accounts, to modify the eligibility for the Plan, effective January 1, 2014.

32. SHERIFF'S OFFICE:

- A. Take all appropriate action on Motorcycle Lease Agreement between Fort Bend County and Joseph Lancaster, employee, effective January 3, 2015 through September 30, 2015. (Fund: Sheriff, Enforcement, Operating, Salaries)
- B. Take all appropriate action on request for variance to the Fort Bend County Travel Policy, to authorize payment of lodging accommodations totaling \$597.96 for R. Frazier and A. Pascual that were not purchased within travel guidelines while training in Austin, Texas, November 4-6, 2014. (Fund: Sheriff, Enforcement, Training)

33. TREASURER:

Take all appropriate action on request to transfer the amount of \$39,700 from FY 2014 Non-Departmental Contingency into Treasurer, Fees, to allocate funds for payment to Prosperity Bank for Account Analysis invoices required in December 2013, July, August, and September, 2014.

34. Approve Bills.

35. Authorize County Auditor to pay and release time-sensitive bills on December 24 and December 31, 2014, to be ratified by Commissioners Court on January 6, 2015.

36. 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.

- A. Medical Subrogation Claim of Victor Gonzalez, a dependent of Noel Gonzalez - Right of Reimbursement for Benefits Paid, County Attorney File #14-SUB-015.
- B. Harold Mathis vs. Fort Bend County, Texas; Case No. 14-DCV--213284 in the 400th Judicial District Court of Fort Bend County, Texas.

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

§ 551.071. Consultation With Attorney.

- A. Medical Subrogation Claim of Victor Gonzalez, a dependent of Noel Gonzalez - Right of Reimbursement for Benefits Paid, County Attorney File #14-SUB-015.
- B. Harold Mathis vs. Fort Bend County, Texas; Case No. 14-DCV--213284 in the 400th Judicial District Court of Fort Bend County, Texas.

38. 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, December 12, 2014. An electronic version of this notice is also posted on the Fort Bend County website: [www.fortbendcountytx.gov](http://www.fortbendcountytx.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 301 Jackson Street, Suite 301, 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**

Fort Bend County Commissioners Court 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 2:31 AM  
P.M. *du*

DEC 12 2014

*Deanne Wilson*  
County Clerk Fort Bend Co. Texas