

May 12, 2015

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
SECOND FLOOR, FORT BEND COUNTY COURTHOUSE
401 JACKSON STREET, RICHMOND, TEXAS
TUESDAY, MAY 12, 2015
1:00 P.M.**

AGENDA

1. Call to Order.
2. Invocation and Pledge of Allegiance by Commissioner James Patterson.
3. Approve minutes of regular meeting held on May 5, 2015 and special meetings held on May 6 and May 7, 2015.
4. Public Comments regarding the Agenda and Announcements.
5. PUBLIC HEARINGS: 1:00 p.m.:
 - A. Elections Administration: Conduct Public Hearing to receive comments on the possibility of implementing a Countywide polling place program in Fort Bend County.
 - B. Engineering: Conduct Public Hearing and take all appropriate action on acceptance of the traffic control plan for Cambridge Falls, Section 4, Precinct 2.

CONSENT AGENDA ITEMS 6 - 11

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

County Judge: Judge Robert Hebert to Washington D.C., May 19-20, 2015, to visit with federal legislative representatives. (Fund: Non-Departmental, Travel)
7. **OUT-OF-STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
 - A. **District Attorney: Two employees to Atlanta, Georgia, June 1-4, 2015, to attend National Law Enforcement Training on Child Exploitation. (Fund: District Attorney, Travel)**
 - B. **Fire Marshal: Mark Flathouse to Emmitsburg, Maryland, July 19-31, 2015, to attend National Fire Academy Executive Leadership training. (Fund: Fire Marshal, Travel)**

- C. **Sheriff's Office:** Ratify travel by T. Oxley and T. Tyrrell to Boise, Idaho, May 5-6, 2015, to extradite prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)
- D. **Sheriff's Office:** M. Stephens and C. Saucedo to Denver, Colorado, June 27-July 2, 2015, to attend the National Emergency Number Association (NENA) Conference. (Fund: Sheriff, Enforcement, Training)

8. **AUDITOR:**

Accept Monthly Financial Report prepared by County Auditor for month ending February 28, 2015, pursuant to Local Government Code Section 114.023.

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

- A. **Facilities Management & Planning:** Approve transfer in the amount of \$3,524 as detailed on Auditor's form dated April 30, 2015, to amend the budget pursuant to Local Government Code Section 111.075 and allocate revenue received from interest proceeds through March 2015 on the 2006 Facilities Bonds and the 2009 Justice Center Bond.
- B. **Facilities Management & Planning:** Approve transfer in the amount of \$1,000 from Travel into Information Technology to allocate funds for the purchase of a scanner.
- C. **Facilities Management & Planning:** Approve transfer in the amount of \$96,272 as detailed on Director's form dated May 4, 2015, to reallocate unused funds from completed projects into ongoing capital improvement projects.
- D. **Parks Department:** Approve transfer in the amount of \$30,000 from Salaries and Labor into Capital Acquisitions to allocate funds for replacement of mowing equipment and accessory parts.
- E. **Road & Bridge:** Approve transfer in the amount of \$182,635 as detailed on Auditor's form dated May 4, 2015, to allocate funds for roof repairs at Road & Bridge facilities.
- F. **Treasurer's Office - Court Collections:** Approve transfer in the amount of \$75 from Property and Equipment into Information Technology to allocate funds for the purchase of replacement keyboard and mouse equipment.

10. **ENGINEERING:**

- A. **Approve payment of Invoice No. 7 in the amount of \$492,457.70 to Allgood Construction Co., Inc. regarding Williams Way, Phase II, Mobility Bond Project No. 747, Precinct 1. (Fund: 2007 Mobility Bonds)**
- B. **Approve payment of Invoice No. 3 in the amount of \$172,311.41 to Hassell Construction Company, Inc. regarding Golfview Drive, Phase II, Mobility Bond Project No. 709, Precinct 1. (Fund: 2007 Mobility Bonds)**
- C. **Approve payment of Invoice No. 3 in the amount of \$192,253.85 to Allgood Construction Co., Inc. regarding Brand Lane, Mobility Bond Project No. 718/769, Precinct 2. (Fund: 2007 Mobility Bonds)**
- D. **Approve payment of Invoice No. 13 in the amount of \$277,002.08 to Allgood Construction Co., Inc. regarding West Bellfort, Mobility Bond Project No. 741, Precinct 4. (Fund: 2007 Mobility Bonds)**
- E. **Approve payment of Invoice No. 415078 in the amount of \$15,341.61 to Klotz Associates for Project Management services regarding 2007 Mobility Bond Projects within Precincts 1, 2, 3 and 4. (Fund: 2007 Mobility Bonds)**
- F. **Approve releasing perpetual bond # TX 809979 in the amount of \$5,968.88 to Crosstex Construction, Inc. for completion of work on Sienna Plantation external channel to Flat Bank Creek, Permit # 84445, Precinct 1.**
- G. **Approve application from AT&T to bore under and bury fiber optic cable along South Drive, Precinct 1.**
- H. **Approve application from Devon Street Homes to construct a driveway on Oak River Lane, Precinct 1.**
- I. **Approve application from J.C. Hernandez / Debo Homes, LLC to construct a driveway on Dale Jean Drive, Precinct 1.**
- J. **Approve application from Centerpoint Energy to bore under and bury a 4 inch plastic gas line under Bessies Creek and along James Lane, Precinct 3.**
- K. **Approve application from Gulf South Pipeline, LP to repair a 10 ft. section of pipeline in Buffalo Bayou, Precinct 3.**

- L. **Approve application from D.L. Elliott Enterprises, Inc. to install reclaimed waterlines along Peek Road, Cinco Ranch Boulevard, Mason Road, Greenway Village, Highland Knolls and Westheimer, Precinct 3.**
- M. **Accept bond rider #764558S for Riverstone North, Sec. 2 reducing the amount from \$127,260.00 to \$63,630.00, Precinct 4.**
- N. **Approve plat for the roads within Lost Creek at Riverstone, Section Two, Precinct 4.**
- O. **Approve plat for the lots within Lost Creek at Riverstone, Section Two, Precinct 4.**
- P. **Approve plat for the roads within Riverstone North, Section Three, Precinct 4.**
- Q. **Approve plat for the lots within Riverstone North, Section Three, Precinct 4.**

11. **TAX ASSESSOR/COLLECTOR:**

Approve refunds over \$500 detailed in Tax Assessor/Collector's report submitted on May 6, 2015 for an amount totaling \$56,215.22 for the Office of Patsy Schultz.

12. **COMMISSIONER, PCT. 2:**

Take all appropriate action on request by Teena Simon to waive penalty and interest totaling \$521.93 on property taxes for Tax Year 2014, Precinct 2.

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

- A. Take all appropriate action on Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Grand Lakes Municipal Utility District No. 1, with services to be provided by the Office of Constable, Precinct 3, effective through September 30, 2015.
- B. Take all appropriate action on Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Grand Lakes Municipal Utility District No. 4, with services to be provided by the Office of Constable, Precinct 3, effective through September 30, 2015.
- C. Take all appropriate action on request by Jason Knesek to waive penalty and interest totaling \$505.30 on property taxes for Tax Year 2014, Precinct 3.

- D. Take all appropriate action on Joint Project Agreement Regarding Road Right-of-Way and Related Construction between Fort Bend County Municipal Utility District No. 133 and Fort Bend County Toll Road Authority, with Fort Bend County, Fort Bend County Assistance District No. 1, Tanoureen, Ltd. and L.O.B. Limited Partnership joining as subsequent parties to meet certain obligations related to construction and improvements to FM 1093/Westpark Tollway, Precinct 3. (Fund: Fort Bend County Toll Road Authority)
14. COMMISSIONER, PCT. 4:
- A. Take all appropriate action on Interlocal Agreement between Fort Bend County, Fort Bend County Assistance District No. 2, and Fort Bend County Emergency Services District No. 5, for an amount not to exceed \$375,000 for the construction of a fire station located at Clodine Road and Denver Miller Road. (Fund: General Fund)
 - B. Take all appropriate action on request by Carl Brown to waive penalty and interest totaling \$312.89 on property taxes for Tax Year 2014, Precinct 4.
15. AUDITOR:
- A. Take all appropriate action on Amendment to Agreement between Fort Bend County and Arbitrage Compliance Specialists, Inc. in the amount of \$900 for a total agreement amount not to exceed \$18,900 regarding services for the 2006 unlimited tax road bonds.
 - B. Take all appropriate action on request to transfer the amount of \$2,165,059 as detailed on Auditor's form dated May 7, 2015, to allocate funds for the Professional Engineering Services Agreement - Design of Crabb River Road.
16. ENGINEERING:
- A. Take all appropriate action on modification of fee schedule for services provided by Fort Bend County Engineering Department regarding Development Permit Application Fees, effective May 13, 2015.
 - B. Take all appropriate action on Change Order to the Intergovernmental Agreement between Fort Bend County and Houston-Galveston Area Council for the Fort Bend County Major Thoroughfare Plan to increase the contract time by 184 days for a completion date of August 31, 2015.

17. FACILITIES MANAGEMENT & PLANNING:

- A. Take all appropriate action on Mutual Release and Agreement between Fort Bend County, the Archdiocese of Houston-Galveston and Holy Family Parish regarding the use of parking spaces at County facilities and the use of Church facilities for additional parking during times when respective facilities are closed, at no cost to County, Precinct 2.
- B. Take all appropriate action on request to transfer the amount of \$20,000 from Non-Departmental Contingency into Custodial, Repairs and Maintenance to allocate funds for shortfall within account category.

18. HUMAN RESOURCES:

Take all appropriate action on request for four new positions for the Tax Assessor/Collector's Office: three Clerk III, Grade 7 of the Administrative Clerical Policy Group, and one Department Coordinator, Grade 9 of the Administrative Clerical Policy Group, effective July 1, 2015.

19. PURCHASING:

- A. Take all appropriate action on Amendment to Agreement to Upgrade Closed-Caption Television for Juvenile Probation between Fort Bend County and IES Systems, LLC, pursuant to RFP 15-056, in the amount of \$36,012.26 for a total contract amount not to exceed \$91,002.11. (Fund: Juvenile Probation)
- B. Take all appropriate action on Lexis Advance Subscription Agreement to change the Platform from Lexis Nexis to Lexis Advance.
- C. Take all appropriate action on request to purchase remounting and refurbishing Type I 12-foot Generator Powered Module from Frazer, Ltd. for Emergency Medical Service vehicle utilizing Buy Board Agreement 400-12 for an amount not to exceed \$51,575. (Fund: Emergency Medical Service)
- D. Take all appropriate action on Amendment to the Public Health Volunteer Recruiting Contract between Fort Bend County and Homeland Preparedness Project pursuant to RFP 07-038 for a total contract amount of \$60,000 for the term ending June 30, 2015. (Fund: Health and Human Services FY 2015 Grant)
- E. Take all appropriate action on Addendum No. 2 to Agreement for Tiburon Software Upgrade and License Subscription between Fort Bend County and Tiburon Inc. in an amount not to exceed \$2,508. (Fund: Sheriff's Office)

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- F. Take all appropriate action on Agreement for Professional Engineering Services between Fort Bend County and GeoSurv, Inc. dba TSC Surveying in an amount not to exceed \$84,265 pursuant to SOQ 07-080, regarding Trammel Fresno Road, Mobility Bond Project No. 746, Precincts 1 and 2. (Fund: 2007 Mobility Bonds)
- G. Take all appropriate action on Agreement for Professional Engineering Services between Fort Bend County and Aviles Engineering Corporation in an amount not to exceed \$8,384.50, pursuant to SOQ 14-025, regarding construction materials testing and inspection services for Fry Road Left Turn Lane, Precinct 3. (Fund: Harris-Fort Bend County Emergency Services District No. 100)

20. SHERIFF'S OFFICE:

- A. Take all appropriate action on Application and Resolution to the Office of Attorney General, Crime Victims Services Division for grant funding in the amount of \$42,000 for the Victim Coordinator Liaison Grant (VCLG) for the term of September 1, 2015 through August 21, 2017 with a contribution of \$14,713 budgeted by the Sheriff's Office for FY 2016; authorize electronic submission of application; and authorize County Judge to sign all documents pertaining to the Application.
- B. Take all appropriate action on request to submit electronic Application to the U.S. Department of Justice, Bureau of Justice Assistance, Bulletproof Vest Partnership for grant funds in an amount up to \$14,082.50, with a cash match of fifty percent by Fort Bend County, for a total project cost up to \$28,165 to purchase bulletproof vests for Fiscal Years 2015 and 2016. (Fund: Sheriff's Office)
- C. Take all appropriate action on acceptance of additional funds in the amount of \$685.20 from the U.S. Department of Justice Joint Law Enforcement Operations Task Force for a total amount of \$10,685.20 regarding Project #JLEOTFS4, FY 2015 Task Force Operations Overtime, with no cash match required by the County.
- D. Take all appropriate action on request to pay by Invoice Transmittal the amount of \$700.00 to Driscoll Children's Hospital for services provided without a purchase order. (Fund: Sheriff's Office, Professional Services)
- E. Take all appropriate action on request to reimburse J. Delgado the amount of \$99.67 for expenditures regarding the Pinwheel Project incurred without a purchase order. (Fund: Sheriff's Office, Operating Supplies)

21. TAX ASSESSOR/COLLECTOR:

- A. Take all appropriate action on request to transfer the amount of \$30,000 from Commissioners Court Projects as detailed on Tax Assessor/Collector's form dated May 5, 2015 to allocate funds for the build-out of existing shell space on the second floor of the Missouri City Annex Building for expansion of the Tax Office.
- B. Take all appropriate action on request to transfer the amount of \$41,220 from Non-Departmental Contingency as detailed on Tax Assessor/Collector's form dated March 5, 2015, to allocate funds for insurance benefits to cover the four new positions requested for the Missouri City Tax Office Expansion for the period of July 1 through September 30, 2015.

22. Approve Bills.

23. Authorize County Auditor to pay and release time sensitive bills on May 21, 2015, to be ratified by Commissioners Court on May 26, 2015.

24. 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.

Medical Subrogation Claim of Kandace Kylee - Right of Reimbursement for Benefits Paid. County Attorney File #14-SUB-027.

- B. § 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.

Acquisition of Real Property: 0.80 acre tract of land near downtown Richmond, Texas, Precinct 1.

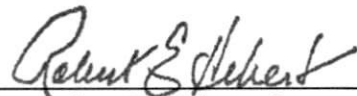
- C. § 551.074. Personnel Matters. Commissioners Court will meet in Closed Session to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.

Annual Evaluation - Road & Bridge Commissioner.

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25. Reconvene Open Session and consider taking action on the following matters:
- A. § 551.071. Consultation With Attorney.
- Medical Subrogation Claim of Kandace Kylee - Right of Reimbursement for Benefits Paid.
County Attorney File #14-SUB-027.
- B. § 551.072. Deliberation Regarding Real Property.
- Acquisition of Real Property: 0.80 acre tract of land near downtown Richmond, Texas,
Precinct 1.
- C. § 551.074. Personnel Matters.
- Annual Evaluation - Road & Bridge Commissioner.
26. 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, May 8, 2015. 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 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 2:00 P.M.

MAY 08 2015


County Clerk Fort Bend Co. Texas