

**MINUTES**

BE IT REMEMBERED, That on this 12TH DAY of MAY, 2015, Commissioners Court of Fort Bend County, Texas, met at a regular meeting with the following present:

|                                |                         |
|--------------------------------|-------------------------|
| RICHARD MORRISON               | COMMISSIONER PRECINCT 1 |
| GRADY PRESTAGE                 | COMMISSIONER PRECINCT 2 |
| ANDY MEYERS                    | COMMISSIONER PRECINCT 3 |
| JAMES PATTERSON                | COMMISSIONER PRECINCT 4 |
| LINDA WILLIS FOR LAURA RICHARD | COUNTY CLERK            |

Judge Hebert absent. Commissioner Prestage presided.

When the following were heard and the following orders were passed:

**1. Call to Order.**

Call to Order by Commissioner Prestage 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 May 5, 2015 and special meetings held on May 6 and May 7, 2015.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (4-0), it is ordered to approve the minutes of regular meeting held on May 5, 2015 and special meetings held on May 6, 2015 and May 7, 2015.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**4. Public Comments regarding the Agenda and Announcements.**

Commissioner Prestage presented a proclamation to Adult Protected Services and Fort Bend Senior Citizens Meals on Wheels and Much Much More, in which Robert E. Hebert, Fort Bend County Judge proclaims the month of May 2015 as Older Americans Month.

No public comments.

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.**

John Oldham, Elections Administrator, stated that on March 3rd he presented a workshop to the court on the advantages of adopting the Countywide Polling Place Program in Texas. Since then, there have been five town hall meetings, in which input was solicited from the general public. Video tapes will be made available on the input. A committee was appointed with 26 individuals representing various stakeholders, including communities, municipalities, minor political subdivisions, schools, political parties, poll workers, members of the disabled community and members of a minority group to access their input on this process to help determine the criteria for selecting polling places or to recommend polling places. Throughout this process, the goal was to make the polling places more convenient and more accessible in order to improve the election day experience for both the voters and poll workers and to respond more efficiently to the needs of the fastest growing County in Texas and the country and to reduce the number of provisional balance, to reduce voter and poll worker frustration. At the same time, there is a goal to protect the interest of the various stakeholders, which include the political subdivisions, with whom there is a contract, also, this includes the political parties and candidates at all levels of government. To achieve this process, the committee has a recommendation for polling locations and how poll workers are selected.

The individuals listed below are all in Favor of the Countywide Polling Place Program in Fort Bend County:

Cynthia Ginyard, Sugar Land, Committee of 26 Member, Board of Fort Bend Voters League and a Deputy Registrar and serves on the Board of ESD#5

Edee Sinclair, Needville, Election Judge in Needville for the past 23 years. She has worked for the Republican and Democratic primaries as well as municipal and election day elections, Current Republican Precinct Chairman for Needville, Vice Chairman of the Republican Party for Fort Bend County, Community Vote Centers Committee

Phyllis Worsham, Sugar Land, Election Judge for 4045 and 4125 since 1998

Mayor Charles Jessup, Meadows Place, Committee of 26 Member

Don Bankston, Richmond, Chairman of the Democratic Party of Fort Bend County, member of the State Democratic Executives Committee of State of Texas Democratic Party, Committee of 26 Member

Cecil Willis, Stafford, Committee of 26 Member

Susan Clark, Missouri City, Election Judge since the early 90s.

Craig LeTulle, Booth

Ted Garcia, Rosenberg, Committee of 26 Member, Member of the Fort Bend County Hispanic Election Advisory Committee, Richmond/Rosenberg LULAC Council 4239.

No action.

**Item 5 continued - Public Hearings:**

- B. Engineering : Conduct Public Hearing and take all appropriate action on acceptance of the traffic control plan for Cambridge Falls, Section 4, Precinct 2.**

Moved by Commissioner Meyers, Seconded by Commissioner Morrison  
Duly put and unanimously carried (4-0), it is ordered to approve Agenda Item 5B.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

Public hearing held. No public comments.

**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.**

**Item 9 continued - Budget & Finance/Budget Transfers:**

- 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.**

**Item 10 continued - Engineering:**

- 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.**

---

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (4-0), it is ordered to approve consent agenda items 6-11.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**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.**

Moved by Commissioner Prestage, Seconded by Commissioner Meyers  
Duly put and unanimously carried (4-0), it is ordered to deny request by Teena Simon to waive penalty and interest totaling \$521.93 on property taxes for Tax Year 2014, Precinct 2.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

Commissioner Prestage stated that the Tax Assessor Collector does not recommend waiver on this item because it does not show error on the part of the Tax Office or Central Appraisal District .

**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.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (4-0), it is ordered to approve 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.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**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.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (4-0), it is ordered to approve 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.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**Item 13 continued - Commissioner, PCT. 3:**

**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.**

Moved by Commissioner Meyers, Seconded by Commissioner Morrison  
Duly put and unanimously carried (4-0), it is ordered to deny request by Jason Knesek to waive penalty and interest totaling \$505.30 on property taxes for Tax Year 2014, Precinct 3.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

Commissioner Meyers stated that according to the Tax Office there was no error on the part of the Tax Office or the Central Appraisal District; therefore, under state law the Court cannot waive penalty and interest.

**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)**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (4-0), it is ordered to approve 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)

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**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)**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers  
Duly put and unanimously carried (4-0), it is ordered to approve 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)

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

- 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.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers  
Duly put and unanimously carried (4-0), it is ordered to deny request by Carl Brown to waive penalty and interest totaling \$312.89 on property taxes for Tax Year 2014, Precinct 4.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

Commissioner Patterson stated that the Tax Office shows that there is no error on the part of the Tax Office or the Central Appraisal District; therefore, the request is denied.

**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.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (4-0), it is ordered to approve 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.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**Item 15 continued - Auditor:**

- 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.**

Moved by Commissioner Morrison, Seconded by Commissioner Patterson  
 Duly put and unanimously carried (4-0), it is ordered 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.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

Commissioner Prestage noted there is a correction on the date for this Agenda Item which should be May 12, 2015; not May 7, 2015.

Commissioner Patterson asked if this Item replaces the action from last Commissioners Court Meeting.

Ed Sturdivant, County Auditor, explained that this Agenda Item clarifies the action from last Commissioners Court Meeting. The Court took the appropriate action. The Auditor's office had originally submitted a transfer that echoed what was placed on the Agenda for the last meeting. There is a corrected copy, which states that funds are being allocated from Mobility Project 1311 Sansbury Boulevard in the amount of \$1,082,529.50 and the other half, for the same amount, from Commissioners Court Projects into the Crabb River Road Project for the Engineering Services.

**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.**

Moved by Commissioner Morrison, Seconded by Commissioner Patterson  
 Duly put and unanimously carried (4-0), it is ordered to approve modification of fee schedule for services provided by Fort Bend County Engineering Department regarding Development Permit Application Fees, effective May 13, 2015.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

Commissioner Patterson questioned the change that occurred on the backup.

Richard Stolleis, County Engineer, clarified that on the backup for this item the change is in the designation of the FEMA floodplain request. The Existing FEMA Floodplain Requests Fees are the same as the Proposed FEMA Floodplain Requests Fees.

**Item 16 continued - Engineering:**

- 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.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
 Duly put and unanimously carried (4-0), it is ordered to approve 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.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**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.**

Moved by Commissioner Prestage, Seconded by Commissioner Meyers  
 Duly put and unanimously carried (3-0-1), it is ordered to approve 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.

|                        |         |
|------------------------|---------|
| Judge Hebert           | Absent  |
| Commissioner Morrison  | Abstain |
| Commissioner Prestage  | Yes     |
| Commissioner Meyers    | Yes     |
| Commissioner Patterson | Yes     |

- 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.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
 Duly put and unanimously carried (4-0), it is ordered to transfer the amount of \$20,000 from Non-Departmental Contingency into Custodial, Repairs and Maintenance to allocate funds for shortfall within account category.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**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.**

Moved by Commissioner Prestage, Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to approve 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.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**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)**

Moved by Commissioner Morrison, Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to approve 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)

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

Debbie Kaminski, Assistant Purchasing Agent, stated that eleven cameras are being added to an existing contract.

Commissioner Morrison asked if there was a bill filed to do away with the contact through video.

Commissioner Patterson stated that this Agenda Item is for Security and not contact through video.

Ms. Kaminski verified that this Agenda Item is not video visitation.

**Item 19 continued - Purchasing:**

**B. Take all appropriate action on Lexis Advance Subscription Agreement to change the Platform from Lexis Nexis to Lexis Advance.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (4-0), it is ordered to approve Lexis Advance Subscription Agreement to change the Platform from Lexis Nexis to Lexis Advance.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**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)**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (4-0), it is ordered 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)

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**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)**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (4-0), it is ordered to approve 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)

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**Item 19 continued - Purchasing:**

- 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)**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (4-0), it is ordered to approve 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)

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

- 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)**

Moved by Commissioner Morrison, Seconded by Commissioner Meyers  
Duly put and unanimously carried (4-0), it is ordered to approve 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)

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

- 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)**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (4-0), it is ordered to approve 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)

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**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.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (4-0), it is ordered to approve 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.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

- 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)**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (4-0), it is ordered 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)

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**Item 20 continued - 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.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (4-0), it is ordered to approve 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.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

- 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)**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (4-0), it is ordered 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)

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**Item 20 continued - Sheriff's Office:**

- 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)**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (4-0), it is ordered 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)

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

Commissioner Patterson asked if the funding source needed to be changed.

Ed Sturdivant, County Auditor, stated that the source of the funds is the Child Awareness Donation Fund for the Pinwheel Project, not the fees of the Sheriff's Office or Supplies.

Commissioner Patterson stated that the funds were donated money.

Moved by Commissioner Prestage to amend the motion to show that the funding source is the Child Awareness Donation Funds.

**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.**

Moved by Commissioner Prestage, Seconded by Commissioner Morrison  
Duly put and unanimously carried (4-0), it is ordered 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.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**Item 21 continued - Tax Assessor/Collector:**

- 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.**

Moved by Commissioner Prestage, Seconded by Commissioner Morrison  
Duly put and unanimously carried (4-0), it is ordered 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.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (3-0), it is ordered to amend previous motion and correct the date to May 5, 2015; not March 5, 2015.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Absent |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**22. Approve Bills.**

Moved by Commissioner Morrison, Seconded by Commissioner Meyers  
Duly put and unanimously carried (4-0), it is ordered to approve bills in the amount of \$3,438,015.74.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

- 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.**

Moved by Commissioner Morrison, Seconded by Commissioner Meyers  
 Duly put and unanimously carried (4-0), it is ordered to authorize County Auditor to pay and release time sensitive bills on May 21, 2015, to be ratified by Commissioners Court on May 26, 2015.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Yes    |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**Recess:**

Recessed at 1:55 p.m.

- 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.**

**Closed Session:**

Convened at 2:07 p.m.  
Adjourned at 2:58 p.m.

**Reconvene:**

Reconvened at 3:00 p.m.

**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.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers  
Duly put and unanimously carried (3-0), it is ordered to authorized the County Attorney to negotiate the complete terms and provisions for the full and final settlement in the case of Kandace Kylee and authorize the County Judge to sign all documents.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Absent |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**B. § 551.072. Deliberation Regarding Real Property.**

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

Moved by Commissioner Prestage, Seconded by Commissioner Meyers  
Duly put and unanimously carried (3-0), it is ordered to authorize the County Attorney to negotiate the terms and conditions for purchase of 0.80 acre tract of land and building near downtown Richmond, Texas, with improvements and authorize County Judge to execute earnest money agreement upon reaching acceptable terms.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Absent |
| Commissioner Morrison  | Absent |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

**C. § 551.074. Personnel Matters.**

**Annual Evaluation - Road & Bridge Commissioner.**

Completed the review of the Annual Evaluation for Road & Bridge Commissioner.

**26. Adjournment.**

Commissioners Court adjourned at 3:04 p.m. on Tuesday, May 12, 2015.

May 12, 2015