

**MINUTES**

BE IT REMEMBERED, That on this 13TH DAY of OCTOBER, 2015, 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
LINDA WILLIS FOR LAURA RICHARD	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 Pledges of Allegiance by Commissioner James Patterson.**

Invocation and Pledges of Allegiance by Commissioner James Patterson.

3. **Approve minutes of regular meeting held on October 6, 2015.**

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

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

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

No public comments.

Judge Hebert presented a Certificate of Appreciation from The Veterans County Service Officers Association of Texas to Anna Gonzales. The award is an appreciation for support of veterans in Fort Bend County. Anna created a program called "Warrior Moms" that pampers women veterans and moms of veterans for a day. She also assists the County in the Veterans Service Office with helping homeless veterans find shelter whenever needed.

**CONSENT AGENDA ITEMS 5 - 18:**

5. **OUT-OF-STATE TRAVEL: Approve out-of-state travel requests for County personnel:**

**Sheriff's Office: J. Clark and D. Sodolak to Lawrenceville, Georgia, October 24 - November 2, 2015, for Bloodstain Interpretation Training. (Fund: Sheriff, Enforcement, Training)**

6. **COUNTY JUDGE:**

**Rescind approval of Agenda Item 25 A from Commissioners Court meeting on September 22, 2015, which read: Take all appropriate action on Tax Abatement Agreement between Fort Bend County, Daily Fountain Gate, LTD. and Daily Instruments Corporation; due to error in compliance date, and approve the corrected Tax Abatement Agreement between Fort Bend County, Daily Fountain Gate, LTD. and Daily Instruments Corporation.**

7. **BUDGET TRANSFERS:**

- A. **Parks - Jones Creek Ranch Park: Approve FY 2015 transfer in the amount of \$7,700 from Property and Equipment into Capital Acquisitions to allocate funds for floor scrubbing machine at Jones Creek Ranch Park into correct account for expenditure.**
- B. **Road & Bridge: Approve FY 2016 transfer in the amount of \$8,470 as detailed on Auditor's form dated October 6, 2015 to reallocate and consolidate Road & Bridge Traffic Signal Projects.**
- C. **Sheriff's Office - Enforcement: Approve FY 2016 transfer in the amount of \$48,000 from Fees into Capital Acquisitions to allocate funds for the purchase of a replacement integrated ballistics identification system.**
- D. **Sheriff's Office: Approve FY 2016 transfer in the amount of \$25,000 from Forfeited Assets, State, Contingency, into Capital Acquisitions to allocate additional funds for the purchase of a replacement integrated ballistics identification system.**
- E. **Tax Assessor/Collector: Approve FY 2016 transfer in the amount of \$9,160 as detailed on Tax Assessor/Collector's form dated October 7, 2015 to allocate funds into separate line items for the purchase of a third Jaguar Payment Processing workstation.**

**Item 7 continued - Budget Transfers:**

- F. **Vehicle Maintenance:** Approve FY 2016 transfer in the amount of \$10,135 from Property and Equipment into Capital Acquisitions to allocate funds into correct account for purchase of replacement brake lathe.
  
- G. **Vehicle Maintenance - Fleet Equipment:** Approve FY 2015 transfer in the amount of \$185,403 as detailed on Budget Director's form dated October 6, 2015 to allocate funds to replace four reserve vehicles.
  
- 8. **CONSTABLE, PCT. 1:**  
  
**Approve renewal of Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 162, effective through September 30, 2016.**
  
- 9. **CONSTABLE, PCT. 2:**  
  
**Approve renewal of Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Big Oaks Municipal Utility District effective through September 30, 2016.**
  
- 10. **CONSTABLE, PCT. 4:**  
  
**Approve renewal of Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 119 effective through September 30, 2016.**
  
- 11. **COUNTY ATTORNEY:**  
  
**Approve Renewal Agreement between Fort Bend County and Child Advocates of Fort Bend County, Inc. to lease office space for employees of the Fort Bend County District Attorney and Fort Bend County Attorney offices effective through September 30, 2016. (Fund: District Attorney and County Attorney)**
  
- 12. **DISTRICT ATTORNEY:**  
  
**Accept grant funds from the Office of the Governor, Criminal Justice Division, for funding of the FY 2016 Violence Against Women, Grant Number 1344718, in the amount of \$126,625.01, requiring a cash match by Fort Bend County of \$103,205.99 for a total of \$229,831.00 program budget for the period of September 1, 2015 through August 31, 2016 and designate the County Judge as the authorized official to electronically accept the award. (Fund: District Attorney)**

13. **ENGINEERING:**

- A. **Accept a certain 0.44 acre tract of land for right of way dedication of James Lane, conveyed by Donation Deed from CS Ranch Partners, LLC to Fort Bend County, Texas and; record same in Official Public Records; Precinct 3.**
- B. **Approve payment of Invoice No. 132506 in the amount of \$25,647.97 to IDS Engineering Group for professional engineering services regarding SH 99 at Harlem U Turns, Mobility Bond Project No. X27, Precinct 1. (Fund: 2007 Mobility Bonds)**
- C. **Approve payment of Invoice No. 459301/42/II in the amount of \$234,447.76 to Dannenbaum Engineering Corporation for professional engineering services regarding FM 1093 / Westpark, Mobility Bond Project No. 748, Precinct 3. (Fund: 2007 Mobility Bonds)**
- D. **Approve payment of Invoice No. 250451 in the amount of \$34,040 to Cobb Fendley & Associates, Inc. for professional engineering services regarding Gaston Road, Segment 1, Mobility Bond Project No. 13311, Precinct 3. (Fund: 2013 Mobility Bonds)**
- E. **Approve payment of Invoice No. INV0009576 in the amount of \$9,642.55 to Percheron Field Services for right of way services regarding Cane Island, Mobility Bond Project No. X12, Precinct 3. (Fund: Right of Way)**
- F. **Approve payment of Invoice No. INV0009578 in the amount of \$20,848.15 to Percheron Field Services for right of way services regarding FM 1093 / Westpark, Mobility Bond Project No. 748, Precinct 3. (Fund: Right of Way)**
- G. **Approve payment of Invoice No. 15-08-011 in the amount of \$7,504.00 to Kelly R. Kaluza & Associates for professional engineering services regarding First Street, Mobility Bond Project No. 13101, Precinct 1. (Fund: 2013 Mobility Bonds)**
- H. **Approve payment of Invoice No. 20152500 in the amount of \$30,011.40 to TEDSI Infrastructure Group for professional engineering services regarding Traffic Improvements (SH 99 / Grand Parkway), Mobility Bond Project No. 13319, Precinct 3. (Fund: 2013 Mobility Bonds)**
- I. **Approve payment of Invoice No. 62853 in the amount of \$36,184.00 to EHRA for professional engineering services regarding Cane Island, Mobility Bond Project No. 13306, Precinct 3. (Fund: 2013 Mobility Bonds)**
- J. **Approve payment of Invoice No. 62575 in the amount of \$95,167.00 to EHRA for professional engineering services regarding Cane Island, Mobility Bond Project No. 13306, Precinct 3. (Fund: 2013 Mobility Bonds)**
- K. **Approve payment of Invoice No. 40726 in the amount of \$3,889.32 to Costello, Inc. for professional engineering services regarding Gaston Road, Segment 2, Mobility Bond Project No. 13310, Precinct 3. (Fund: 2013 Mobility Bonds)**

**Item 13 continued - Engineering:**

- L. **Approve payment of Invoice No. 9 in the amount of \$11,024.61 to RG Miller Engineers for professional engineering services regarding Bellaire Boulevard, Mobility Bond Project Nos. 13302, 13303 and 13304, Precinct 3. (Fund: 2013 Mobility Bonds)**
  
- M. **Approve release of performance bond #CMB-12721-00 in the amount of \$5,000.00 to Statewide Services, Inc. for completion of work on Greenbusch Road and Westheimer Parkway, Permit #84680, Precinct 3.**
  
- N. **Approve release of cashier's check #152040 in the amount of \$5,000.00 to Sprint Fort Bend County Landfill, LP / Dan Harris; job canceled, Permit #84812, Precinct 4.**
  
- O. **Approve application from Comcast of Houston, LLC / Jier, LLC to bore under Center Village Drive at 22502 Silvermist Lane, Permit #2015-3423, Precinct 3.**
  
- P. **Approve application from Centerpoint Energy to bury a 2-inch plastic gas line along Long Meadow Parkway at 7850 W Grand Pkwy, Permit #2015-3418, Precinct 4.**
  
- Q. **Approve application from Comcast of Houston, LLC / Jier, LLC to bury cable along 15640 Ennis Road and Boss Gaston Road, Permit 2015-3419, Precinct 3.**
  
- R. **Approve application from Centerpoint Energy to bore under and install an electrical duct bank on 700' West of Harlem Road at Grand Parkway (NB Frontage Road), Permit #2015-2916, Precinct 3.**
  
- S. **Approve application from Wier Enterprises to construct an outfall into Willow Fork Bayou at 29029 Katy Frwy, Permit #2015-2961, Precinct 3.**
  
- T. **Approve plat for the roads within Fieldstone, Sec. 11, Precinct 4.**
  
- U. **Approve plat for the lots within Fieldstone, Sec. 11, Precinct 4.**
  
- V. **Accept the streets in Firethorne, Section 6: South Firethorne Road 1,207.04 LF, Daystrom Lane 1,230.80 LF, Fair Chase Court 75.00 LF, Fair Chase Drive 662.20 LF, and Firecrest Drive 863.08 LF, for a total of 4,038.12 LF, and release bond #4353594 in the amount of \$283,010.00, Precinct 3.**
  
- W. **Accept the streets in Firethorne, Section 12: Texas Laurel Drive 178.00 LF, Pewter Knolls Drive 955.29 LF, Monarch Terrace Drive 498.16 LF, Foxcrest Drive 328.23 LF, Hayden Park Drive 755.22 LF, and Fairbreeze Drive 170.00 LF, for a total of 2,884.90 LF, and release bond #4356198 in the amount of \$ 205,800.00, Precinct 3.**

**Item 13 continued - Engineering:**

- X. **Accept the streets in Firethorne, Section 14: South Firethorne Road 1,546.34 LF, North Firethorne Road 25.00 LF, Texas Laurel Drive 835.34 LF, Blue Holly Lane 1,080.51 LF, Krestrel Trace Lane 748.05 LF, Ravens Prairie Drive 636.30 LF, Golden Larch Drive 767.69 LF, Rock Wren Court 210.76 LF, Woodlark Drive 546.81 LF, for a total of 6,396.80 LF, and release bond #4356199 in the amount of \$ 501,550.00, Precinct 3.**
- Y. **Set public hearing for acceptance of the traffic control plans for Firethorne, Section 6, Section 12 and Section 14, Precinct 3. (Tuesday, November 10, 2015, at 1:00 p.m.)**
- Z. **Set public hearing for replat: PSM Development Replat No. 1, Precinct 2. (Tuesday, November 24, 2015, at 1:00 p.m.)**
- 14. **FORT BEND GRAND PARKWAY TOLL ROAD AUTHORITY: The Board of Directors of Fort Bend Grand Parkway Toll Road Authority reviewed this item at their regular meeting held on September 16, 2015, and makes the following recommendation to Commissioners Court:**  
  
**Approve Supplemental Agreement No. 1 to the Engineering Services Agreement between Fort Bend Grand Parkway Toll Road Authority and Pierce Goodwin Alexander & Linville, Inc. regarding design of turn lanes and other improvements along Segment D of the Fort Bend Grand Parkway Toll Road, from US 59 to north of the Fort Bend Westpark Tollway (FM 1093).**
- 15. **HEALTH & HUMAN SERVICES:**
  - A. **Approve renewal of Agreement for Implementation of Screening Brief Intervention and Referral to Treatment Model in the AccessHealth Clinic between Fort Bend County and Fort Bend Regional Council on Substance Abuse in an amount not to exceed \$89,980 effective through September 30, 2016. (Fund: 1115 Waiver)**
  - B. **Social Services: Approve Second Amendment to Texana Therapy for Tots Occupancy Agreement between Fort Bend County and Texana Center for use of space at 307 Texas Parkway in Missouri City, Texas, effective through September 30, 2016.**
- 16. **PURCHASING:**
  - A. **Authorize the assignment of payment collection for RFP 15-061, Communications Trailer Upgrade, from Progressive Emergency Products LLC to Security State Bank & Trust.**
  - B. **Approve Renewal of Lease Agreement between Fort Bend County and New Day Ministries, International Life, pursuant to RFP 13-056.**

17. **ROAD & BRIDGE:**

- A. **Approve payment of Invoice # TX2378-00-01R in the amount of \$21,418.00 to AIA Engineers, Ltd. regarding traffic signal design at the intersection of West Bellfort and Burney Road. (Fund: Road & Bridge)**
- B. **Approve payment of Invoice #TX2378-00-02 in the amount of \$1,901.25 to AIA Engineers, Ltd. regarding traffic signal design at the intersection of West Bellfort and Burney Road. (Fund: Road & Bridge)**

18. **TAX ASSESSOR/COLLECTOR:**

**Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on October 6, 2015 for an amount totaling \$3,797.19 for the Office of Patsy Schultz.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (5-0), it is ordered to approve Consent Agenda  
Items 5 - 18.

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

19. **COUNTY JUDGE:**

- A. **Take all appropriate action on Resolution in Support of Nomination to the Urban Counties Board of Directors.**

Moved by Commissioner Morrison, Seconded by Commissioner Meyers  
Duly put and unanimously carried (5-0), it is ordered to nominate Judge Hebert to the Urban  
Counties Board of Directors.

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

Commissioner Meyers stated, for the record, the Judge's peers of the CUC have selected Judge Hebert to be the next Chair Elect followed by the Chairman of CUC.

**Item 19 continued - County Judge:**

**B. Take all appropriate action on Order to Create Fort Bend County Reinvestment Zone No. 17, located in Precinct 1, pursuant to Chapter 312 of the Texas Property Tax Code.**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage  
Duly put and unanimously carried (5-0), it is ordered to approve Order to Create Fort Bend County Reinvestment Zone No. 17, located in Precinct 1, pursuant to Chapter 312 of the Texas Property Tax Code.

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

**C. Take all appropriate action on First Amendment to Tax Abatement Agreement between Fort Bend County, API Realty, LLC. and Accredo Packaging Inc.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (5-0), it is ordered to approve First Amendment to Tax Abatement Agreement between Fort Bend County, API Realty, LLC. and Accredo Packaging Inc.

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

**D. Take all appropriate action on First Amendment to Second Restated as Amended Tax Abatement Agreement between Fort Bend County and Bournemouth Partners, LP, Spirra Pharmaceuticals, Inc. and Healix, Inc. to assign the Tax Abatement Agreement to QuVa Pharma, Inc.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (5-0), it is ordered to approve First Amendment to Second Restated as Amended Tax Abatement Agreement between Fort Bend County and Bournemouth Partners, LP, Spirra Pharmaceuticals, Inc. and Healix, Inc. to assign the Tax Abatement Agreement to QuVa Pharma, Inc.

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

20. **COMMISSIONER, PCT. 4:**

**Take all appropriate action on request by Rotem Carmel, on behalf of Universal Hospital Services Inc., to waive penalty and interest totaling \$862.15 on property taxes for tax year 2014, Precincts 1 and 4.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers  
Duly put and unanimously carried (5-0), it is ordered to approve request by Rotem Carmel, on behalf of Universal Hospital Services Inc., to waive penalty and interest totaling \$862.15 on property taxes for tax year 2014, Precincts 1 and 4.

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

21. **COMMUNITY DEVELOPMENT:**

**Take all appropriate action on request to electronically submit the FY 2015 Continuum of Care renewal application for funding in the amount of \$239,197 to provide monthly rental assistance for victims of domestic violence, who have documented mental illness and their families, with an in-kind match of twenty-five percent provided by Fort Bend County Women's Center, and authorize County Judge to sign all documents pertaining to application.**

Moved by Commissioner Meyers, Seconded by Commissioner Morrison  
Duly put and unanimously carried (5-0), it is ordered to approve request to electronically submit the FY 2015 Continuum of Care renewal application for funding in the amount of \$239,197 to provide monthly rental assistance for victims of domestic violence, who have documented mental illness and their families, with an in-kind match of twenty-five percent provided by Fort Bend County Women's Center, and authorize County Judge to sign all documents pertaining to application.

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

22. COUNTY ATTORNEY:

- A. **Take all appropriate action on Resolution regarding Galveston County, in connection with Cause No. 15-CV-0583 In the District Court of Galveston County, Texas, 56th Judicial Court, Styled: The Honorable Lonnie Cox v. The Honorable Mark Henry.**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage  
 Duly put and unanimously carried (4-1), it is ordered to approve Resolution regarding Galveston County, in connection with Cause No. 15-CV-0583 In the District Court of Galveston County, Texas, 56th Judicial Court, Styled: The Honorable Lonnie Cox v. The Honorable Mark Henry.

Judge Hebert	Yes
Commissioner Morrison	No
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

In this agenda item, the court is requested to support two points of law mentioned in the Resolution. It states “Now therefore, be it resolved, that the Commissioners Court of Fort Bend County, Texas supports: (1) the well-defined authority of county commissioners courts in budget matters within each county; and (2) principles of due process applicable to district court review of county commissioners courts’ decisions.”

Mr. Roy Cordes, County Attorney stated the County is upholding the traditional budget responsibilities and laws of Commissioners Court and also the equity and rulings of what has existed in the past by District Court in their administrative oversight as it has been exercised over the last 90 years in Texas. The court is not weighing into the litigation of Galveston County.

After much discussion between the members of Commissioners Court and the County Attorney, Judge Hebert stated Fort Bend County Commissioners Court does not have a position on Cause No 15CV0583 in the Galveston County court; but this case is mentioned in the Resolution and is being considered where issues are being brought up. The court does want to weigh in strongly in supporting the continued separation of powers and recognition of the right of District courts to have an administrative oversight.

**Item 22 continued - County Attorney:**

- B. Take all appropriate action on Addendum to Property Service Consulting Agreement between Fort Bend County and CivilTech Engineering, Inc. for litigation-related consulting services.**

Moved by Commissioner Meyers, Seconded by Commissioner Morrison  
 Duly put and unanimously carried (5-0), it is ordered to approve Addendum to Property Service Consulting Agreement between Fort Bend County and CivilTech Engineering, Inc. for litigation-related consulting services.

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

Marcus Spencer, Assistant County Attorney, stated the funding was approved in closed session during last Commissioners Court meeting. This agenda item is for the execution of the agreement.

**23. ENGINEERING:**

- A. Take all appropriate action on Interlocal Agreement for City-Managed Road Construction Project between City of Sugar Land and Fort Bend County in an amount not to exceed \$1,000,000 regarding Industrial Boulevard Improvements Project, Precinct 3.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
 Duly put and unanimously carried (5-0), it is ordered to approve Interlocal Agreement for City-Managed Road Construction Project between City of Sugar Land and Fort Bend County in an amount not to exceed \$1,000,000 regarding Industrial Boulevard Improvements Project, Precinct 3.

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

Commissioner Meyers stated this agenda item is for the financial incentives that have been offered to Schlumberger to locate their headquarters from Houston to Fort Bend County, in which 500 jobs will be moved to this area.

**Item 23 continued - Engineering:**

- B. Take all appropriate action on request to transfer the amount of \$1,000,000 from FY 2016 Commissioners Court Projects (\$895,317) and Non-Departmental Contingency (\$104,683) to allocate funds for the Industrial Boulevard Improvements Project, as detailed on Auditor's form dated October 8, 2015.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$1,000,000 from FY 2016 Commissioners Court Projects (\$895,317) and Non-Departmental Contingency (\$104,683) to allocate funds for the Industrial Boulevard Improvements Project, as detailed on Auditor's form dated October 8, 2015.

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

- C. Take all appropriate action on Encroachment Agreement between Fort Bend County and Kinder Morgan Tejas Pipeline LLC regarding encroachment of company's easement for construction of Grand Vista Springs Boulevard, Precinct 3.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (5-0), it is ordered to approve Encroachment Agreement between Fort Bend County and Kinder Morgan Tejas Pipeline LLC regarding encroachment of company's easement for construction of Grand Vista Springs Boulevard, Precinct 3.

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

**Item 23 continued - Engineering:**

- D. **Take all appropriate action on Change Order 4 to the Agreement between Fort Bend County and Allgood Construction Co., Inc. to increase the scope of services by \$58,690.51 pursuant to bid no. 14-041, for a total contract amount not to exceed \$3,479,763.37, regarding Williams Way, Mobility Bond Project No. 747, Precinct 1. (Fund: 2007 Mobility Bonds)**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage  
Duly put and unanimously carried (5-0), it is ordered to approve Change Order 4 to the Agreement between Fort Bend County and Allgood Construction Co., Inc. to increase the scope of services by \$58,690.51 pursuant to bid no. 14-041, for a total contract amount not to exceed \$3,479,763.37, regarding Williams Way, Mobility Bond Project No. 747, Pct 1. (Fund: 2007 Mobility Bonds)

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

- E. **Take all appropriate action on payment of Invoice No. 10 (final) in the amount of \$516,152.81 to Allgood Construction Co., Inc. for construction services regarding Williams Way, Mobility Bond Project No. 747, Precinct 1. (Fund: 2007 Mobility Bonds)**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage  
Duly put and unanimously carried (5-0), it is ordered to approve payment of Invoice No. 10 (final) in the amount of \$516,152.81 to Allgood Construction Co., Inc. for construction services regarding Williams Way, Mobility Bond Project No. 747, Precinct 1. (Fund: 2007 Mobility Bonds)

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

24. **HEALTH & HUMAN SERVICES - SOCIAL SERVICES:**

- A. **Take all appropriate action on application to the United Way of Greater Houston for the 2016 Veteran Services Grant, requesting \$40,000 in grant funds to provide services to Women Veterans in a collaborative effort between Fort Bend County and Katy Christian Ministries, 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 application to the United Way of Greater Houston for the 2016 Veteran Services Grant, requesting \$40,000 in grant funds to provide services to Women Veterans in a collaborative effort between Fort Bend County and Katy Christian Ministries, with no cash match required by Fort Bend County.

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

Commissioner Patterson noted this item is to authorize the Judge to sign final documents.

- B. **Take all appropriate action on Agreement for Enhanced Veteran Services between Fort Bend County and Katy Christian Ministries regarding the 2016 United Way Veteran Services Grant.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Enhanced Veteran Services between Fort Bend County and Katy Christian Ministries regarding the 2016 United Way Veteran Services Grant.

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

25. **HUMAN RESOURCES:**

- A. **Take all appropriate action on request for four new positions in the Information Technology Department for the Enterprise Content Management (ECM) Project: ECM Applications Specialist, Grade 14 of the Professional Management Policy Group, ECM Database Analyst, Grade 14 of the Professional Management Policy Group, ECM Developer, Grade 14 of the Professional Management Policy Group, and Technical Support Specialist, Grade 11 of the Professional Management Policy Group, effective October 13, 2015. (Fund: Capital Improvement Project: Document Management Steering Team)**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers  
 Duly put and unanimously carried (5-0), it is ordered to approve four new positions in the Information Technology Department for the Enterprise Content Management (ECM) Project: ECM Applications Specialist, Grade 14 of the Professional Management Policy Group, ECM Database Analyst, Grade 14 of the Professional Management Policy Group, ECM Developer, Grade 14 of the Professional Management Policy Group, and Technical Support Specialist, Grade 11 of the Professional Management Policy Group, effective October 13, 2015. (Fund: Capital Improvement Project: Document Management Steering Team)

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

Pamela Gubbels, Director of Finance & Investments, stated this item is in the Project Budget, which will take care of the first year with a total of approximately \$373,000 on an annual bases. In 2017, this cost will be added in the Operating Budget.

- B. **Take all appropriate action on request for new grant funded position in the Office of District Attorney, Victim Assistance Assistant Coordinator, Grade 9 of the Administrative Clerical Policy Group, effective October, 13, 2015. (Fund: Victim Witness Staff Expansion Grant)**

Moved by Commissioner Prestage, Seconded by Commissioner Morrison  
 Duly put and unanimously carried (5-0), it is ordered to approve new grant funded position in the Office of District Attorney, Assistant Victim Assistance Coordinator, Grade 9 of the Administrative Clerical Policy Group, effective October, 13, 2015. (Fund: Victim Witness Staff Expansion Grant)

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

26. **DISTRICT ATTORNEY:**

**Take all appropriate action on request by District Attorney for salary assignment of Grade 9, Step 12 of the Administrative Clerical Policy Group for position of Assistant Victim Assistance Coordinator, partially funded by the Victim Witness Staff Expansion Grant, effective October 13, 2015. (Fund: District Attorney)**

Moved by Commissioner Prestage, Seconded by Commissioner Morrison  
Duly put and unanimously carried (4-1), it is ordered to approve request by District Attorney for salary assignment of Grade 9, Step 12 of the Administrative Clerical Policy Group for position of Assistant Victim Assistance Coordinator, partially funded by the Victim Witness Staff Expansion Grant, effective October 13, 2015. (Fund: District Attorney)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	No

Commissioner Patterson asked if this item was a recommendation from Human Resources.

Lewis Entricht, Senior HR Generalist, stated this was not a Human Resources recommendation.

27. **PUBLIC TRANSPORTATION:**

**Take all appropriate action on Amendment Number 2 to the Intergovernmental Cooperative Reimbursement Agreement between Texas Commission on Environmental Quality (TCEQ) and Fort Bend County, Contract Number 582-14-40128 to receive additional grant funds in the amount of \$284,712 for a total of \$497,111.60 for Local Initiative Projects regarding the Low Income Vehicle Repair Assistance, Retrofit, and Accelerated Vehicle Retirement Program (LIRAP) with no additional funds required by the County.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers  
Duly put and unanimously carried (5-0), it is ordered to approve Amendment Number 2 to the Intergovernmental Cooperative Reimbursement Agreement between Texas Commission on Environmental Quality (TCEQ) and Fort Bend County, Contract Number 582-14-40128 to receive additional grant funds in the amount of \$284,712 for a total of \$497,111.60 for Local Initiative Projects regarding the Low Income Vehicle Repair Assistance, Retrofit, and Accelerated Vehicle Retirement Program (LIRAP) with no additional funds required by the County.

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

28. **PURCHASING:**

A. **Take all appropriate action on Bid 16-027, term contract for tree removal, planting and watering services.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers  
Duly put and unanimously carried (5-0), it is ordered to award Bid 16-027, term contract for tree removal, planting and watering services to Bio Landscape and Maintenance at the bid prices indicated on the tabulation.

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

Commissioner Meyers asked if Bio Landscape had the best price.

Gilbert Jalomo, Purchasing Agent verified this was the best price.

Commissioner Patterson stated, for the record, if Bio Landscape is hauling a tree from Kendleton Tree Farm to the back side of Sienna there should be no cost per mile. The total cost is \$464 and no mileage fee. The company should water the trees even if the MUD/LID does not have water for three weeks.

B. **Take all appropriate action on request to purchase two Tahoe vehicles, one addition and one replacement to fleet, for the Sheriff's Office, from Classic Chevrolet, pursuant to Bid 16-024, funded by the Law Enforcement Agreements with Sienna Plantation and Grand Lakes.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers  
Duly put and unanimously carried (5-0), it is ordered to purchase two Tahoe vehicles, one addition and one replacement to fleet, for the Sheriff's Office, from Classic Chevrolet, pursuant to Bid 16-024, funded by the Law Enforcement Agreements with Sienna Plantation and Grand Lakes.

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

Commissioner Patterson noted the Sheriff's Office should be informed there will be no vehicles for several months.

Gilbert Jalomo, Purchasing Agent stated the vehicles will be ordered.

**Item 28 continued - Purchasing:**

**C. Take all appropriate action to add the Animal Services location for fire alarm monitoring from Texas Firecraft Technology pursuant to Bid 15-024. (Fund: Facilities)**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (5-0), it is ordered to add the Animal Services location for fire alarm monitoring from Texas Firecraft Technology pursuant to Bid 15-024. (Fund: Facilities)

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

**D. Take all appropriate action to consider granting an exemption to the competitive bid process as authorized by Local Government Code Section 262.024 (a)(7) for the purchase of an item available from only one source, for audiovisual shelf ready materials from Midwest Tape for the Library System in an amount not to exceed \$250,000. (Fund: Library, Office Supplies)**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (5-0), it is ordered to consider granting an exemption to the competitive bid process as authorized by Local Government Code Section 262.024 (a)(7) for the purchase of an item available from only one source, for audiovisual shelf ready materials from Midwest Tape for the Library System in an amount not to exceed \$250,000. (Fund: Library, Office Supplies)

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

**Item 28 continued - Purchasing:**

- E. **Take all appropriate action on request regarding Bid 16-010, Term Contract for Medical Supplies, Agenda Item 22 on September 8, 2015, to rescind award of Sections 1, 4, and 8, and authorize advertising for bids for these sections.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (5-0), it is ordered to approve request regarding Bid 16-010, Term Contract for Medical Supplies, Agenda Item 22 on September 8, 2015, to rescind award of Sections 1, 4, and 8, and authorize advertising for bids for these sections.

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

Gilbert Jalomo, Purchasing Agent stated there are administrative corrections. Some items need to be corrected within the sections that might have some proprietary distribution related issues, which are being investigated.

- F. **Take all appropriate action on First Amendment to Agreement for Collection Services Delinquent Emergency Medical Services Accounts and Justice of the Peace Court Fees and Fines between Fort Bend County and Linebarger Goggan Blair & Sampson LLP, pursuant to SOQ 11-029, to include County Court fees.**

Moved by Commissioner Prestage, Seconded by Commissioner Morrison  
Duly put and unanimously carried (5-0), it is ordered to approve First Amendment to Agreement for Collection Services Delinquent Emergency Medical Services Accounts and Justice of the Peace Court Fees and Fines between Fort Bend County and Linebarger Goggan Blair & Sampson LLP, pursuant to SOQ 11-029, to include County Court fees.

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

**Item 28 continued - Purchasing:**

- G. Take all appropriate action on Amendment No. 1 and Amendment No. 2 to the Agreement for Application Services regarding Caseworthy case management software, to purchase additional licenses, interface, and maintenance in an amount not to exceed \$24,981 for the Collaborative Information System Project. (Fund: Collaborative Information System Grant)**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (5-0), it is ordered to approve Amendment No. 1 and Amendment No. 2 to the Agreement for Application Services regarding Caseworthy case management software, to purchase additional licenses, interface, and maintenance in an amount not to exceed \$24,981 for the Collaborative Information System Project. (Fund: Collaborative Information System Grant)

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

- H. Take all appropriate action on Agreement for Professional Engineering Services between Fort Bend County and Huitt-Zollars, Inc. in an amount not to exceed \$650,576.40, pursuant to SOQ 14-025, regarding Old Needville-Fairchild, Mobility Bond Project No. 13109, Precinct 1. (Fund: 2013 Mobility Bonds)**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage  
Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Professional Engineering Services between Fort Bend County and Huitt-Zollars, Inc. in an amount not to exceed \$650,576.40, pursuant to SOQ 14-025, regarding Old Needville-Fairchild, Mobility Bond Project No. 13109, Precinct 1. (Fund: 2013 Mobility Bonds)

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

**Item 28 continued - Purchasing:**

- I. **Take all appropriate action on Amendment to Agreement for Professional Engineering Services between Fort Bend County and HR Green, Inc. to increase the scope of services in amount not to exceed \$93,846, pursuant to SOQ 14-025, for a total amount not to exceed \$462,747 regarding Sugarland-Howell Road, Mobility Bond Project No. 13211, Precinct 2. (Fund: 2013 Mobility Bonds)**

Moved by Commissioner Prestage, Seconded by Commissioner Morrison  
 Duly put and unanimously carried (5-0), it is ordered to approve Amendment to Agreement for Professional Engineering Services between Fort Bend County and HR Green, Inc. to increase the scope of services in amount not to exceed \$93,846, pursuant to SOQ 14-025, for a total amount not to exceed \$462,747 regarding Sugarland-Howell Road, Mobility Bond Project No. 13211, Precinct 2. (Fund: 2013 Mobility Bonds)

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

29. **SHERIFF'S OFFICE:**

**Take all appropriate action on Amendment No. 1 to Intergovernmental Agreement for Law Enforcement Training between Fort Bend County and Houston-Galveston Area Council to increase the contract amount to from \$51,285 to \$63,930.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
 Duly put and unanimously carried (5-0), it is ordered to approve Amendment No. 1 to Intergovernmental Agreement for Law Enforcement Training between Fort Bend County and Houston-Galveston Area Council to increase the contract amount from \$51,285 to \$63,930.

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

30. **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 \$3,561,997.91.

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

31. **Authorize Auditor to pay and release time sensitive bills on October 22, 2015, to be ratified by Commissioners Court on October 27, 2015.**

Moved by Commissioner Morrison, Seconded by Commissioner Meyers  
Duly put and unanimously carried (5-0), it is ordered to authorize Auditor to pay and release time sensitive bills on October 22, 2015, to be ratified by Commissioners Court on October 27, 2015.

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

**Recess:**

Recessed at 1:43 p.m.

32. **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.**

1. **Cause No. 15-DCV-225813; Hartman Newspapers, LP d/b/a Fort Bend Herald and Texas Coaster v. Troy E. Nehls, Sheriff and Fort Bend County, Texas; In the 240th District Court of Fort Bend County, Texas.**
2. **Cause No. 15-DCV-226577; In Re: Court of Inquiry; In the District Court of Fort Bend County, Texas, 268th Judicial District Court.**

**Item 32 continued - Closed Session:**

- 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.**

**Potential appointees, County Court at Law No. 5.**

**Closed Session:**

Convened at 1:55 p.m.

Adjourned at 2:38 p.m.

**Reconvene:**

Reconvened at 2:38 p.m.

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

- A. **§ 551.071. Consultation With Attorney.**

1. **Cause No. 15-DCV-225813; Hartman Newspapers, LP d/b/a Fort Bend Herald and Texas Coaster v. Troy E. Nehls, Sheriff and Fort Bend County, Texas; In the 240th District Court of Fort Bend County, Texas.**

No action.

**Item 33 continued - Reconvene Open Session:**

**2. Cause No. 15-DCV-226577; In Re: Court of Inquiry; In the District Court of Fort Bend County, Texas, 268th Judicial District Court.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers  
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to retain W. Troy McKinney as outside legal counsel to study an appropriate course of action to be taken on behalf of any County officials and employees named as potential defendants in connection with the petition for a Court of Inquiry related to operation of the truancy court, with funding in an amount not to exceed \$15,000.

Judge Hebert	Yes
Commissioner Morrison	Yes
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.**

No action.

**C. § 551.074. Personnel Matters.**

**Potential appointees, County Court at Law No. 5.**

No action.

**34. Adjournment.**

Commissioners Court adjourned at 2:41 p.m. on Tuesday, October 13, 2015.