

April 12, 2016

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
SECOND FLOOR, FORT BEND COUNTY COURTHOUSE
401 JACKSON STREET, RICHMOND, TEXAS
TUESDAY, APRIL 12, 2016
1:00 P.M.**

AGENDA

1. Call to Order.
2. Invocation and Pledges of Allegiance by Commissioner Grady Prestage.
3. Approve minutes of regular meeting held on April 5, 2016.
4. Public Comments regarding the Agenda and Announcements.

CONSENT AGENDA ITEMS 5 -16:

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

County Clerk: Laura Richard to Park City, Utah, September 6-8, 2016, to attend the Tyler Technologies Courts & Justice Executive Forum. (Fund: County Clerk, Records Management, Travel)
6. **OUT-OF-STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
 - A. **County Clerk: Diane Shepard and Jennifer Cook to Park City, Utah, September 6-8, 2016, to attend the Tyler Technologies Courts & Justice Executive Forum. (Fund: County Clerk, Records Management, Travel)**
 - B. **Information Technology: Ray Webb to Orlando, Florida, October 16-21, 2016, to attend the Gartner Symposium/IT Expo 2016. (Fund: Information Technology, Travel)**

April 12, 2016

- C. **Law Library:** Andrew Bennett to Chicago, Illinois, July 15-20, 2016, to attend the American Association of Law Libraries Annual Conference. (Fund: Law Library, Travel)

7. **COUNTY JUDGE:**

Authorize submittal of request to Texas Comptroller of Public Accounts for Unclaimed Property Capital Credits for funds received from electric cooperatives to counties located in cooperative service areas.

8. **BUDGET TRANSFERS:**

- A. **Budget Office:** Approve transfer in the amount of \$1,326,545 as detailed on Finance Director's form dated April 6, 2016, pursuant to FY 2016 Second Quarter Salary Audit.
- B. **Purchasing:** Approve transfer in the amount of \$28 from Supplies into Information Technology to allocate funds for the purchase of adapters to use dual monitors for computers.
- C. **Records Management:** Approve transfer in the amount of \$5,570 from Information Technology into Capital Acquisitions to allocate funds for the purchase of a new scanner.
- D. **Road & Bridge:** Approve transfer in the amount of \$207,898 as detailed on Finance Director's form dated April 6, 2016, pursuant to FY 2016 Second Quarter Salary Audit.

9. **ENGINEERING:**

- A. Approve payment of Invoice No. 16-2-000097 in the amount of \$18,801.25 to Geotech Engineering for construction materials testing services regarding Golfview Drive, Mobility Bond Project No. 709, Precinct 1. (Fund: 2007 Mobility Bonds)
- B. Approve payment of Invoice No. 14 in the amount of \$504,642.94 to Allgood Construction Co., Inc. for construction of Brand Lane, Mobility Bond Project No. 718/769, Precinct 2. (Fund: 2007 Mobility Bonds)

- C. **Approve payment of Invoice No. 5490 in the amount of \$48,862.50 to PAS Property Acquisition Services, LLC for professional consulting services regarding FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)**
- D. **Approve application from Devon Street Homes to construct a driveway at 7018 Belle Meadow Lane, Permit No. 2016-6429, Precinct 1.**
- E. **Approve application from Meiners Construction to bore under Stafford Run Creek with a 24-inch surface water transmission line for service at 3114 Fifth Street, Permit No. 2016-6321, Precinct 2.**
- F. **Approve application from Windstream Communications to bury copper cable along Bellaire Boulevard, Permit No. 2016-6340, Precinct 2.**
- G. **Approve release of performance bond no.105978443 in the amount of \$5,000.00 to Monument Pipeline, LP for completion of work on Beechnut Street, Permit No. 84489, Precinct 3.**
- H. **Approve application from PRDG / Charles N. White Construction Company to construct a driveway at 21700 Bellaire Boulevard, Permit No. 2016-6126, Precinct 3.**
- I. **Approve application from Darling Homes / CTC Concrete, Inc to construct a driveway at 3510 Cotton Farms Drive, Permit No. 2016-6424, Precinct 3.**
- J. **Approve application from Darling Homes / CTC Concrete, Inc. to construct a driveway on 3611 Apple Point Place, Permit No. 2016-6298, Precinct 3.**
- K. **Approve application from Darling Homes / CTC Concrete, Inc. to construct a driveway on 3602 Apple Point Place, Permit No. 2016-6299, Precinct 3.**
- L. **Approve application from Darling Homes / CTC Concrete, Inc to construct a driveway on 3510 Apple Point Place, Permit No. 2016-6301, Precinct 3.**
- M. **Approve application from Darling Homes / CTC Concrete, Inc to construct a driveway on 3606 Apple Point Place, Permit No. 2016-6302, Precinct 3.**
- N. **Approve application from Darling Homes / CTC Concrete, Inc to construct a driveway on 1114 River Bow Drive, Permit No. 2016-6304, Precinct 3.**

- O. **Approve application from Darling Homes / CTC Concrete, Inc to construct a driveway on 3506 Apple Point Place, Permit No. 2016-6305, Precinct 3.**
- P. **Approve application from Darling Homes / CTC Concrete, Inc to construct a driveway on 3503 Cotton Farms Drive, Permit No. 2016-6306, Precinct 3.**
- Q. **Approve application from Darling Homes / CTC Concrete, Inc to construct a driveway on 3618 Apple Point Place, Permit No. 2016-6303, Precinct 3.**
- R. **Approve application from Darling Homes / CTC Concrete, Inc to construct a driveway on 3527 Cotton Farms Drive, Permit No. 2016-6307, Precinct 3.**
- S. **Approve application from Darling Homes / CTC Concrete, Inc to construct a driveway on 3519 Apple Point Place, Permit No. 2016-6308, Precinct 3.**
- T. **Approve application from Darling Homes / CTC Concrete, Inc to construct a driveway on 3514 Cotton Farms Drive, Permit No. 2016-6313, Precinct 3.**
- U. **Approve application from Darling Homes / CTC Concrete, Inc to construct a driveway on 3523 Apple Point Place, Permit No. 2016-6318, Precinct 3.**
- V. **Approve acceptance of RLI Insurance Company perpetual bond LSM0860226 for CTC Concrete, Inc.**
- W. **Approve application from Darling Homes / CTC Concrete, Inc to construct a driveway on 3527 Apple Point Place, Permit No. 2016-6319, Precinct 3.**
- X. **Approve acceptance of Merchants Bonding Company { Mutual } perpetual bond TX 827393 for J. Patrick Homes, Ltd.**
- Y. **Approve application from J. Patrick Homes, Ltd to construct a driveway at 17403 Straloch Lane, Permit No. 2016-6428, Precinct 4.**
- Z. **Approve application from J. Patrick Homes, Ltd to construct a driveway at 17439 Straloch Lane, Permit No. 2016-6425, Precinct 4.**
- AA. **Approve application from Warwick Construction to construct a left turn lane on West Bellfort Road, for project located at 7945 West Grand Parkway South, Permit No. 2016-6419, Precinct 4.**

April 12, 2016

- BB. **Approve application from J. Patrick Homes, Ltd to construct a driveway on 17435 Straloch Lane, Permit No. 2016-6426, Precinct 4.**
- CC. **Approve application from Darling Homes of Texas / CTC Concrete, Inc to construct a driveway at 4818 Summer Manor Lane, Permit No. 2016-6427, Precinct 4.**
- DD. **Approve application from Centerpoint Energy Houston Electric, LLC to hang aerial cable along 7810 West Grand Parkway South, Permit No. 2016-6432, Precinct 4.**
- EE. **Approve the plat for Kinderworks Seven Meadows Replat No. 1, Precinct 3.**
- FF. **Approve plat for the roads within Glendale Lakes, Section 1, Precinct 1.**
- GG. **Approve plat for the lots within Glendale Lakes, Section 1, Precinct 1.**
- HH. **Accept the streets in Briscoe Falls, Section 1: Easton Ramsey Way 1,223.00 LF, Quiet Run Trail 632.52 LF, Ranger Spur Way 365.91 LF, Prairie Run Court 206.22 LF, Rusted Root Court 384.71 LF and Farmdale Lane 127.00 LF for a total of 2,939.69 LF, and release bond #58S206041 in the amount of \$223,580.00, Precinct 3.**
- II. **Accept the streets in Briscoe Falls, Section 2: Quiet Run Trail 795.30 LF, Briscoe Foster Crossing 583.28 LF, Briscoe Meadow Lane 165.00 LF, Briscoe Ranch Court 58.42 LF, Briscoe Bluff Way 120.00 LF for a total of 1,722.00 LF, and release bond #TXC606006 in the amount of \$144,760.00, Precinct 3.**
- JJ. **Set public hearing for acceptance of the traffic control plan for Briscoe Falls, Section 1 and Section 2, Precinct 3. (Tuesday, May 10, 2016, at 1:00 p.m.)**
- 10. **HEALTH & HUMAN SERVICES:**
 - A. **Approve Amendment to Texas Department of State Health Services Contract No. 2016-001130-00 for the Public Health Preparedness Program regarding the statement of work and program requirements effective March 1, 2016, with no change in funding through June 30, 2016; authorize electronic submission of the Amendment.**

B. **Social Services:** Accept donation for Back to School Project as detailed on report submitted: Walk with Pride: \$1,000.00 in preparation for collaborative event for youth scheduled to be held on Saturday, August 13, 2016, at the University of Houston Sugar Land campus.

C. **Social Services:** Approve Letter of Agreement for Fort Bend County Social Services to continue participation in the Reliant Energy Retail Services, LLC CARE Program, to provide energy assistance to qualified County residents, with no cash match required by Fort Bend County.

11. **HUMAN RESOURCES:**

Approve the rehire of former employee number 1002260, who terminated employment on July 16, 2015 and will be rehired effective April 18, 2016.

12. **PUBLIC TRANSPORTATION:**

Authorize County Judge and County Attorney to sign and Grants Coordinator to electronically submit on behalf of Fort Bend County the FY16 Federal Certifications and Assurances for Federal Transit Administration Assistance Programs, as required by the Federal Transit Administration.

13. **PURCHASING:**

Authorize advertising for lease of land for agricultural purposes.

14. **ROAD & BRIDGE:**

Approve payment of Invoice No. 3 in the amount of \$26,793.00 to John Reed and Company, LLC for construction work on Jeske Road Bridge. (Fund: Road & Bridge)

15. **SHERIFF'S OFFICE:**

A. Approve Full Release, Indemnification, and Requirement for Liability Insurance between the Fort Bend County and Peachtree Portraits, Inc. a division of HS Photo, Inc. for use of the Sheriff's Office property at Williams Way for portrait sessions for the production of a Legacy Album for the Fort Bend County Sheriff's Office.

- B. **Ratify out-of-state travel and approve reimbursement to Deputy U. S. Marshal R. Garmon to Brighton, Colorado, April 11-12, 2016, for assistance with extradition of prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)**

16. **TAX ASSESSOR/COLLECTOR:**

Approve refunds over \$500 detailed in Tax Assessor's Report submitted on April 5, 2016 for an amount totaling \$2,558.60 for the Office of Patsy Schultz.

17. **COMMUNITY DEVELOPMENT:**

Take all appropriate action on Agreement between Fort Bend County and Fort Bend County Municipal Utility District 19 in the amount of \$100,000 for water distribution system improvements, part of the FY 2015 Consolidated Plan approved by Commissioners Court on July 14, 2015. (Fund: Community Development Block Grant)

18. **434th DISTRICT COURT:**

Take all appropriate action on request to transfer the amount of \$5,320 from Non-Departmental Contingency into District Court 434, Capital Acquisition, to allocate funds needed to replace the multi-function copier/printer/scanning equipment for the court.

19. **ELECTIONS ADMINISTRATION:**

- A. Take all appropriate action on request to transfer the amount of \$46,380 from Non-Departmental Salaries into line items detailed on Elections Administrator's form dated April 5, 2016 to allocate funds for the cost of early voting workers, delivery, and polling place rentals for the May 24, 2016 primary run-off election, which was not included in the FY 2016 budget.
- B. Take all appropriate action on Joint Election Agreement and Contract for Election Services between Fort Bend County and the following political subdivisions for a joint May 7, 2016 election: Fort Bend Independent School District, Needville Independent School District, City of Arcola, City of Kendleton, City of Missouri City, City of Needville, City of Richmond, City of Simonton, City of Sugar Land, Cinco Ranch MUD 9, Cinco Ranch MUD 12, First Colony MUD 9, Fort Bend County MUD 2, Fort Bend County MUD 26, Fort Bend County MUD 81, Fort Bend County MUD 121, Fort Bend County MUD 155, Fort Bend County MUD 162, Fort Bend County MUD 171, Fort Bend County MUD 187, Palmer Plantation MUD 1, Quail Valley Utility District, Water Control & Improvement District # 3, West Keegans Bayou Improvement District, Willow Fork Drainage District.

- C. Take all appropriate action on the Early Voting Schedule for the May 24, 2016 Primary Runoff Election.

20. ENGINEERING:

- A. Take all appropriate action on the acceptance of a certain 0.9109 acre tract of land for right of way dedication conveyed by Public Road Right-of-Way Dedication regarding Humphrey Way from various grantors to Fort Bend County, Texas and; record same in Official Public Records; Precinct 1.
- B. Take all appropriate action on acceptance of a certain 2.9417 acre tract of land for right of way dedication conveyed by Public Road Right-of-Way Dedication regarding Humphrey Way from various grantors to Fort Bend County, Texas and; record same in Official Public Records; Precinct 1.
- C. Take all appropriate action on acceptance of a Detention Pond Easement containing 2.544 acres from 688 Development, Inc. for Bellaire Boulevard, regarding Mobility Bond Project Nos. 13302,13303 and 13304, Precinct 3, and record same into Official Public Records.
- D. Take all appropriate action on Agreement to Contribute Right of Way Funds (Fixed Price) between Texas Department of Transportation and Fort Bend County in an amount not to exceed \$38,500 regarding US 59 from west of Doris Road to east of Doris Road, Precinct 1. (Fund: Right of Way)
- E. Take all appropriate action on Development Agreement between Fort Bend County, NEC 1464 Bellaire, and SEC 1464 Bellaire, LLC (Gordon) regarding reimbursement to the County by the Developer for design and construction of Bellaire Boulevard, from FM 1464 to Chickory Woods Lane, Mobility Bond Project No. 13202, Precinct 2.
- F. Take all appropriate action on Standard Utility Agreement between Gulf South Pipeline Company and Fort Bend County in an amount not to exceed \$760,400 for utility relocations regarding FM 1093/Westpark Extension, Precinct 3. (Fund: Toll Road Revenue Bonds, Series 2016)
- G. Take all appropriate action on Interlocal Agreement between Fort Bend County and Fort Bend County Levee Improvement District No. 19 in an amount not to exceed \$211,750 for Improvements to LJ Parkway, Precinct 4. (Fund: Road & Bridge)

21. FACILITIES MANAGEMENT & PLANNING:

Take all appropriate action on request to transfer the amount of \$10,000 from Commissioners Court Projects as detailed on Auditor's form dated April 7, 2016 to allocate a portion of the County's contribution for renovation and construction at the Bud O'Shieles Community Center for the Fort Bend Seniors Program.

22. HEALTH & HUMAN SERVICES:

Emergency Medical Service: Take all appropriate action on request for a new position, Assistant Chief of Emergency Medical Service, Grade 14 of the Professional Management Policy Group, effective April 12, 2016. (Fund: Health & Human Services, Emergency Medical Service)

23. HUMAN RESOURCES:

Take all appropriate action on request for two new positions in the Clinical Health Department, Risk Reduction Supervisor, Grade 10 of the Public Health Policy Group, and Risk Reduction Specialist, Grade 8 of the Public Health Policy Group, effective April 12, 2016, funded by the grant received from Texas Department of State Health Services for HIV Prevention.

24. OFFICE OF EMERGENCY MANAGEMENT:

Take all appropriate action on Applications and Resolution to the State of Texas, Office of the Governor, for Homeland Security Grant funds totaling \$2,454,267.37 for multiple programs described within the applications, no cash match required by Fort Bend County for the period of September 1, 2016 through August 31, 2018; authorize electronic submission of the applications by designee of the County Judge.

25. PARKS DEPARTMENT:

Take all appropriate action on Application to the Texas Department of Agriculture for Fort Bend County Parks Department to participate in the 2016 Summer Food Service Program; authorize County Judge to sign all documents pertaining to the program, and electronic submission Application.

26. PURCHASING:

- A. Take all appropriate action on request to modify locations for Bid 16-007, the term contract for Exterior Window Cleaning, add EMS Medic 1 facility and remove EMS Collections. (Fund: Facilities)
- B. Take all appropriate action on Agreement for Design of Justice Center Parking Garage Addition between Fort Bend County and Crain Group, LLC, for the expansion of the existing parking garage, pursuant to SOQ 16-062, for an amount not to exceed \$196,000. (Fund: Justice Center Structured Parking)
- C. Take all appropriate action on SOQ 16-063 for Investment Broker Dealers.
- D. Take all appropriate action on Bid 16-070 for Helicopter Radio Equipment.
- E. Take all appropriate action on Bid 16-061, term contract for the purchase of ammunition.
- F. Take all appropriate action on Bid 16-071 for Helicopter Navigation System.
- G. Take all appropriate action on Bid 16-072 for Helicopter Surveillance Equipment.
- H. Take all appropriate action on Bid 16-074 for Installation of Helicopter Equipment.
- I. Take all appropriate action on RFP 16-065 for the Construction of a new Combined Heat and Power Plant to serve jail facilities.

27. SHERIFF'S OFFICE:

- A. Take all appropriate action on Modification Number 1 to Award No. G16HN0010A, to receive additional funds in the amount of \$16,460 from the Executive Office of the President for the High Intensity Drug Trafficking Area (HIDTA) program, for a total award of \$1,021,156 with no cash match by Fort Bend County for use through December 31, 2017.
- B. Take all appropriate action on Organized Crime Drug Enforcement Task Forces FY 2016 Agreement to accept additional grant funds in the amount of \$10,200.54 for use in the strike force/strategic initiative programs administered by the Sheriff's Office, with no additional funds required by Fort Bend County through September 30, 2016.

- C. Take all appropriate action on Organized Crime Drug Enforcement Task Forces FY 2016 Agreement to accept additional grant funds in the amount of \$8,723.52 for use in the strike force/strategic initiative programs administered by the Sheriff's Office, with no additional funds required by Fort Bend County through September 30, 2016.
- D. Take all appropriate action on Organized Crime Drug Enforcement Task Forces FY 2016 Agreement to accept additional grant funds in the amount of \$6,900.00 for use in the strike force/strategic initiative programs administered by the Sheriff's Office, with no additional funds required by Fort Bend County through September 30, 2016.

28. TREASURER:

Take all appropriate action on request to transfer the amount of \$7,665 from Non-Departmental Contingency into Treasurer, Emergency Medical Service Collections, Fees, to allocate funds for training by the National Academy of Ambulance Coding.

29. Approve Bills.

30. Authorize County Auditor to pay and release time-sensitive disbursements on April 21, 2016, to be ratified by Commissioners Court on April 26, 2016.

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

§ 551.071. Consultation With Attorney. Commissioners Court will meet in Closed Session to seek the advice of its attorney about pending or contemplated litigation; a settlement offer; or on a matter in which the duty of the attorney to Commissioners Court under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Texas Government Code Chapter 551.

- A. Texas Penal Code Section 30.06, 30.07 and Texas Government Code Chapter 411.
- B. Cause No. 14-DCV-213052, Jacob David Norsworthy, Plaintiff and Fort Bend County, Intervenor v. SBS/Bison Building Materials, LLC, and Morris Crosby, Defendants, 268th District Court, Fort Bend County, Texas.
- C. Settlement approval, Spur 10, Parcel 8, Wood.

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

§ 551.071. Consultation With Attorney.

A. Texas Penal Code Section 30.06, 30.07 and Texas Government Code Chapter 411.

B. Cause No. 14-DCV-213052, Jacob David Norsworthy, Plaintiff and Fort Bend County, Intervenor v. SBS/Bison Building Materials, LLC, and Morris Crosby, Defendants, 268th District Court, Fort Bend County, Texas.

C. Settlement approval, Spur 10, Parcel 8, Wood.

33. 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, April 8, 2016. An electronic version of this notice is also posted on the Fort Bend County website: www.fortbendcountytexas.gov under Commissioners Court and under Legal Notices.

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 11:01 A.M.
P.M.

APR 08 2016


County Clerk Fort Bend Co. Texas