

June 3, 2014

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
SECOND FLOOR, FORT BEND COUNTY COURTHOUSE
401 JACKSON STREET, RICHMOND, TEXAS
TUESDAY, JUNE 3, 2014**

1:00 P.M.

AGENDA

1. Call to Order.
2. Invocation and Pledge of Allegiance by Commissioner Richard Morrison.
3. Approve minutes of regular meeting held on May 27, 2014.
4. Public Comments regarding the Agenda and Announcements.
5. PUBLIC HEARINGS: 1:00 p.m.: Conduct Public Hearings and take all appropriate action on the following matters:

A. Engineering :

1. Acceptance of the traffic control plan for Drachenberg Road, Precinct 1.
2. Acceptance of the traffic control plan for Ennis Road, Pettit Road and Zindler Road, Precinct 3.
3. Acceptance of the traffic control plans for Churchill Farms Blvd. and Dozier Downs Lane Street Dedications & Recreation Center, Churchill Farms Section 1, Churchill Farms Section 2, Churchill Farms Section 3 and Churchill Farms Section 4, Precinct 3.
4. Acceptance of the traffic control plans for Shiloh Lake Estates, Section 1 and Shiloh Lake Estates, Section 2, Precinct 4.
5. Acceptance of traffic control plan for Waterview Estates, Section 12, Precinct 4.
6. Acceptance of the traffic control plan for LJ Parkway Street Dedication Plat Section 5 Phase I, Precinct 4.

B. Grants Administration :

Receive public comments on Application to the U.S. Department of Justice for the FY 2014 Edward Byrne Memorial Justice Assistance Grant (JAG) funds in the amount of \$71,782.

CONSENT AGENDA ITEMS 6-13:

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

AgriLife Extension Office: Vincent Mannino to St. Pete Beach, Florida, June 22-24, 2014, to attend the National Urban Leaders Network. (Fund: Texas A&M AgriLife Extension Service)

7. **COUNTY JUDGE:**

- A. Record into Minutes the Bond and Oath of Laura Richard to serve as Justice of the Peace, Precinct 4, to fulfill the vacancy of the Honorable Jim Richard, effective through December 31, 2014.
- B. Approve the reappointment of James D. Condrey, William D. Kee, III, Charles Rencher, Melody Hess, and Bobbie A. Tallas, as Directors of Fort Bend Grand Parkway Toll Road Authority effective June 8, 2014 through January 22, 2016.
- C. Record into Minutes the Comprehensive Financial Audit for the year ended December 31, 2013, as prescribed by Health & Safety Code, Sec. 775.082 for Fort Bend Emergency Services District No. 5.

8. **BUDGET & FINANCE/BUDGET TRANSFER:**

District Clerk: Approve transfer in the amount of \$9,412 as detailed on District Clerk's form dated May 27, 2014 to allocate funds for the purchase of printers for the Office of District Clerk.

9. **ENGINEERING:**

- A. Approve payment of Invoice No. 459301/26/II in the amount of \$36,025.78 to Dannenbaum Engineering Corporation regarding improvements to FM 1093, Mobility Bond Project No. 748, Precinct 3. (Fund: 2007 Mobility Bonds)
- B. Approve payment of Invoice No. 54098 in the amount of \$7,070.37 to Burk-Kleinpeter, Inc. regarding Trammel Fresno Road, Mobility Bond Project No. 746, Precincts 1 and 2. (Fund: 2007 Mobility Bonds)
- C. Approve payment of Invoice No. 041446C in the amount of \$4,516.67 to Aviles Engineering Corp. regarding Mason Road, Phase 2, Mobility Bond Project No. 735a, Precincts 3 and 4. (Fund: 2007 Mobility Bonds)
- D. Approve application from Bay Utilities, LLC to bore under and construct an outfall into Rabbs Bayou, Precinct 1.

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- E. Approve acceptance of Westchester Fire Insurance a perpetual bond no. KO8871589 for Crown Castle NG Central, LLC.**
- F. Approve application from Crown Castle International to install twenty (20) utility poles for cell antenna node at locations in Cinco Ranch, as detailed in correspondence from Crown Castle dated May 2, 2014, Precinct 3.**
- G. Approve application from Comcast, LLC. to bore under and bury fiber/coax along Marble Bend, Winding Waters Lane, University Boulevard and Alden Springs, Precinct 4.**
- H. Approve acceptance of Argonaut Insurance Company a perpetual bond no SUR0025461 for Kinder Morgan Tejas Pipeline, LLC.**
- I. Approve application from Kinder Morgan Tejas Pipeline, LLC to install a power pole on Day Road, Precinct 1.**
- J. Approve application from Capstone Classic Construction, LLC to construct two driveway tie-ins onto Bellaire Boulevard, Precinct 3.**
- K. Approve acceptance of Argonaut Insurance Company a perpetual bond no. SUR0025460 for Tennessee Gas Pipeline Company, LLC.**
- L. Approve application from Tennessee Gas Pipeline Company, LLC. to install a power pole on Hannibal Road, Precinct 3.**
- M. Approve plat for the roads within Grand Mission Estates, Section 20, Precinct 4.**
- N. Approve plat for the lots within Grand Mission Estates, Section 20, Precinct 4.**
- O. Approve plat for the roads within Firethorne West, Section 10, Precinct 3.**
- P. Approve plat for the lots within Firethorne West, Section 10, Precinct 3.**
- Q. Accept the streets in Auburn Manor at Riverstone, Section 2: Rippling Meadows Lane 189.41 LF; Tamara Heights Lane 973.97 LF; Auburn Key Court 146.66 LF; Windermere Falls Lane 294.18 LF; Regal Shadow Lane 496.72 LF; Belle Manor Lane 587.12 LF; and Aliso Ridge Court 631.01 LF; for a total of 3,319.07 LF; and release bond and bond rider #SU1119004 in the amount of \$123,935.00, Precinct. 4.**

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- R. **Accept the streets in Pine Mill Ranch, Section 23: Ridge Springs Lane 485.00 LF; Drybank Creek Lane 1,340.00 LF; Watermist Glen Court 165.00 LF; Herons Pointe Lane 918.00 LF; Ravens Landing Court 266.00 LF; Cardiff Bend Drive 165.00 LF; Winding Point Lane 1,736.00 LF; Breezy Birch Court 257.00 LF; and Calaway Falls Lane 798.00 LF; for a total of 6,130.00 LF; and release bond # 58S203902 in the amount of \$ 429,100.00, Precinct 3.**
- S. **Accept the streets in Pine Mill Ranch, Section 24: Pine Brook Park Lane 152.77 LF; Hardwick Hills Lane 340.85 LF; Vinson Ranch Lane 834.50 LF; Bunker Bluff Court 421.42 LF; Nashua Falls Lane 343.28 LF; and Mallory Park Lane 163.10 LF; for a total of 2,255.92 LF; and release bond #58S203903 in the amount of \$177,730.00, Precinct 3.**
- T. **Accept the street in Katy Flewellen Road St. Ded. No. 1: Winding Point Lane 1,256.00 LF, and release bond #8196-07-55 in the amount of \$91,700.00, Precinct 3.**
- U. **Set public hearing for acceptance of the traffic control plan for in Auburn Manor at Riverstone, Section 2, Precinct 4. (*Tuesday, July 1, 2014, at 1:00 p.m.*)**
- V. **Set public hearing for acceptance of the traffic control plans for Pine Mill Ranch, Section 23, Pine Mill Ranch, Section 24, and Katy Flewellen Road St. Ded. No. 1, Precinct 3. (*Tuesday, July 1, 2014, at 1:00 p.m.*)**

10. HUMAN RESOURCES:

Approve request for withdrawal of 71 hours from the Shared Sick Leave Pool for employee of Public Transportation, Position # 6101-0014.

11. PURCHASING:

Authorize advertising for requests for proposals for debris removal management services.

12. ROAD & BRIDGE:

Approve payment of Invoice No. 203239 in the amount of \$39,184.60 to Tron Electric for electrical relocation services required on Harlem Road, Mobility Bond Project #726, Precinct 4. (Fund: 2007 Mobility Bonds)

13. **TREASURER:**

Emergency Medical Service (EMS) Collections: Approve Agreement to waive collection of EMS bill for services rendered on September 11, 2013 under EMS patient account 2013-21915 in consideration of transported patient's agreement to release any and all claims related to transportation and/or treatment, and authorize County Judge to execute the Settlement Agreement.

14. **COUNTY JUDGE:**

Take all appropriate action on application to the U.S. Department of Justice for the FY 2014 Edward Byrne Memorial Justice Assistance Grant (JAG) funds in the amount of \$71,782 with no additional funding from Fort Bend County and authorize County Judge to sign all documents pertaining to the application.

15. **COMMISSIONER, PCT. 1:**

Take all appropriate action on request to transfer the amount of \$74,000 as detailed on Auditor's form dated May 28, 2014, to amend the budget pursuant to Local Government Code Section 111.0707 and allocate revenue received (\$50,000) from the YMCA for improvements to Bates Allen Park for the Camp Cloud Project, as authorized by Commissioners Court on December 18, 2012.

16. **COMMISSIONER, PCT. 3:**

Take all appropriate action on request by Maiphuong Krystina Huynh, on behalf of Priority Emergency Room, to waive penalty, interest and collection fees totaling \$4,230.04 on property taxes for Tax Year 2013, Precinct 3.

17. **COUNTY ATTORNEY:**

Take all appropriate action on Settlement and Mutual Release Agreement between Fort Bend County on behalf of Fort Bend County Toll Road Authority and Avis Budget Group dba PV Holding Corp. regarding claims for alleged unpaid tolls, fees and fines.

18. **DISTRICT ATTORNEY:**

Take all appropriate action on request to assign a 2007 Crown Victoria, Unit L070 from Fleet Management as an addition to fleet for the Office of District Attorney.

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19. HUMAN RESOURCES:

Take all appropriate action on Agreement between Fort Bend County and Neighborhood Centers, Inc. for Youth Work Experience, to provide summer job experience for eligible youth through Workforce Solutions effective June 23 through August 31, 2014, at no cost to the County.

20. INFORMATION TECHNOLOGY:

- A. Take all appropriate action on 2013 Master Interlocal Agreement and 2014 Resource Sharing Addendum for the Common Integrated Justice System (CIJS) Court Administration System between Fort Bend County and the Texas Conference of Urban Counties through September 30, 2014, for an amount not to exceed \$291,863.00. (Fund: Information Technology)
- B. Take all appropriate action on End User License and Professional Services Agreement between Fort Bend County and Tyler Technologies, Inc., in an amount not to exceed \$9,592 for Brazos Technology Ticket Writer software. (Fund: Justice of the Peace Technology Fund)

21. LIBRARY:

Take all appropriate action on request to modify the Bylaws of the Fort Bend County Libraries Advisory Board, specifically Article IV, Meetings, for the Board to conduct regular meetings on a quarterly rather than monthly basis.

22. PUBLIC TRANSPORTATION:

Take all appropriate action on grant application to the Texas Department of Transportation for Fiscal Year 2015 Rural Federal 5311 funding for assistance with transportation programs and authorize the County Judge to sign all documents pertaining to the application.

23. PARKS DEPARTMENT - FAIRGROUNDS:

- A. Take all appropriate action on request to assign a 2007 Crown Victoria, Unit L084 from Fleet Management as an addition to fleet for the Fairgrounds.
- B. Take all appropriate action on request to transfer the amount of \$20,050 from Non-Departmental Contingency into Fairgrounds, Capital Acquisitions to allocate funds for item purchased in FY2013, but received in FY2014.

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24. PURCHASING:

- A. Take all appropriate action on request to purchase two (2) Police Package Tahoe vehicles, additions to fleet, for Emergency Medical Service, from Caldwell Country Chevrolet, pursuant to Bid 14-016, for a total amount not to exceed \$55,898.00. (Fund: 1115 Waiver Community Paramedic Program)
- B. Take all appropriate action on request to add Library Administration Building to Bid 10-028, for fire alarm monitoring, fire sprinkler annual inspections and special hazard annual inspection with Casteel Automatic Fire Protection, Inc. (Fund: Library)
- C. Take all appropriate action on request to purchase service in an amount not to exceed \$3,750.00 from Witt O'Brien's LLC for the Urban Area Security Initiative (UASI) PIER program, pursuant to Request For Proposal 06-062, and the Pier Licensing Agreement between Fort Bend County and Witt O'Brien's LLC. (Fund: Office of Emergency Management, UASI Grant)
- D. Take all appropriate action on request to rent heavy equipment from Mustang Cat, utilizing Buy Board Contract 424-13, for an amount not to exceed \$42,282. (Fund: Road and Bridge)

25. SHERIFF'S OFFICE:

- A. Take all appropriate action on application to the Firehouse Subs Public Safety Foundation for grant funds in the amount of \$20,000 for the Sheriff's Office to purchase Automated External Defibrillators (AEDs), with no cash match required by Fort Bend County; authorize County Judge to sign all documents pertaining to the application.
- B. Take all appropriate action on request to transfer the amount of \$32,895 from Non-Departmental Contingency into Sheriff, Detention, Professional Fees, to allocate funds for inmate medical bills incurred in FY2013, not billed until FY2014.

26. Approve Bills.

27. 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.

Pending Litigation; Sage Fulshear East, LLC; SOAH Docket No. 582-14-3090; TCEQ Docket No. 2014-0477-MWD; Proposed Permit No. WQ0015091001.

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- B. § 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, Parks Director.

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

- A. § 551.071. Consultation With Attorney.

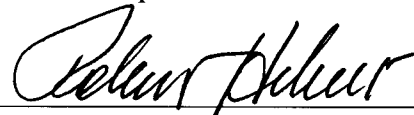
Pending Litigation; Sage Fulshear East, LLC; SOAH Docket No. 582-14-3090; TCEQ Docket No. 2014-0477-MWD; Proposed Permit No. WQ0015091001.

- B. § 551.074. Personnel Matters.

Annual Evaluation, Parks Director.

29. Adjournment.

In the event any of the foregoing items are not covered in the time allocated on the date of this agenda, the County may order a continuance for the next day until the discussion is completed on all items.



Robert E. Hebert, County Judge

Notice of meeting/agenda was filed with the County Clerk on Friday, May 30, 2014. An electronic version of this notice is also posted on the Fort Bend County website: www.fortbendcountytx.gov under Commissioners Court.

NOTICE

Policy of Non-Discrimination on the Basis of Disability

Fort Bend County does not discriminate on the basis of disability in the admission or access to, or treatment or employment in, its programs or activities. The County's ADA Coordinator is the Director of Facilities Management & Planning, located at 301 Jackson Street, Suite 301, in Richmond, Texas, 77469, telephone 281-633-7045. The Director of Facilities Management & Planning is designated to coordinate compliance with the non-discrimination requirements in Section 35.107 of the Department of Justice regulations. Information concerning the provisions of the Americans with Disabilities Act, and the rights provided thereunder, are available from the ADA coordinator.

NOTICE

Fort Bend County Commissioners Court reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberation of Real Property), 551.0725 (Deliberation of Contract Being Negotiated), 551.073 (Deliberation of Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberation of Security Devices) and 551.086 (Economic Development).

FILED FOR RECORD
NO. _____ TIME 11:26 A.M.
P.M.

MAY 30 2014 SF


County Clerk Fort Bend Co. Texas