

March 24, 2009

IMAGED 934 PAGES
ON 4-2-09
DATE

**NOTICE OF MEETING
FORT BEND COUNTY COMMISSIONERS COURT
7TH FLOOR, WM. B. TRAVIS BUILDING, RICHMOND, TEXAS
TUESDAY, MARCH 24, 2009
1:00 O'CLOCK P.M.**

AGENDA

1. Call to Order.
2. Invocation and Pledge of Allegiance by Commissioner Prestage.
3. Approve minutes of regular meeting held on March 17, 2009.
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. Acceptance of the traffic control plan for Sunrise Meadows, Section 1 and Section 2, Precinct 1.
 - B. Acceptance of the traffic control plan for Parkway Oaks, Section 3 and Section 5, Precinct 3.
 - C. Acceptance of the traffic control plan for Ricefield Road, Precinct 1.
 - D. Acceptance of the revised traffic control plan prohibiting overnight parking of commercial motor vehicles, in the Westpark Lakes Subdivision, pursuant to Texas Transportation Code Ann. §545.307, Precinct 3.

CONSENT AGENDA ITEMS 6 - 15

6. **OUT OF STATE TRAVEL:** Approve out-of-state travel requests for County personnel:
 - A. **Auditor:** Ed Sturdivant to San Diego, California, April 19-23, 2009, to attend the Lawson Users Conference. (Fund: Auditor, Travel)
 - B. **Sheriff's Office:** Mike Kubricht and Art Zarosky to San Diego and El Centro, California, March 24-25, 2009, for extradition of prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)
7. **COUNTY JUDGE:** Record into Minutes the Public Official Bond for Robert L. Perez, Treasurer of the Board of Commissioners for Harris-Fort Bend Emergency Services District No. 100 for the period of January 1, 2009 through January 1, 2010.

March 24, 2009

8. **BUDGET OFFICER: Approve the Quarterly County Investment Report for the First Quarter of Fiscal Year 2009 in accordance with Texas Government Code §2256.023.**

9. **BUDGET TRANSFERS:**
 - A. **County Judge: Approve transfer in the amount of \$26 from Travel into Information Technology to allocate additional funds needed due to increased software cost.**
 - B. **Constable, Pct. 1: Approve transfer in the amount of \$6,220 as detailed on Constable's report dated March 17, 2009, to allocate funds into correct line item for purchase of mobile workstation, including increased cost of modem.**
 - C. **Tax Office: Approve transfer in the amount of \$695 from Office Supplies into Information Technology to allocate funds needed to toggle computers for move to Ransom Road office.**

10. **ENGINEERING:**
 - A. **Approve payment of Invoice No. 09-02-021 (Pay Estimate No. 12) in the amount of \$56,400.00 to Kelly Kaluza & Associates, Inc. regarding Professional Engineering and Surveying Services for West Bellfort Paving and Drainage Project (from Martinez Street to Farm Market 1464), Precincts 3 and 4.**
 - B. **Approve payment of Invoice No. CB030539-05 in the amount of \$816.35 to Carter & Burgess for actual rates regarding Fort Bend County Mobility Projects, Precincts 1, 2, 3 and 4. (Fund: Mobility Bonds)**
 - C. **Approve payment of Invoice No. 0108166 (Pay Estimate No. 9) in the amount of \$6,322.00 to Pate Engineers, Inc. regarding Old Richmond Road (from West Airport Boulevard to Boss Gaston Road), Mobility Bond Project #729, Precinct 4. (Fund: Mobility Bonds)**
 - D. **Approve application from Ampro Construction Services, Inc. to construct a driveway tie-in onto Rabbs Ridge Road, Precinct 1.**
 - E. **Approve application from C.E. Barker, Ltd. to bury a 12-inch water line along Spring Green Boulevard, Precinct 3.**
 - F. **Approve application from Paskey Incorporated to construct a driveway tie-in onto Farmer Road, Precinct 3.**
 - G. **Approve application from BNSF Railway to construct a driveway tie-in onto Y U Jones, Precinct 1.**
 - H. **Set public hearing for Sovereign Shores Estates Partial Replat No. 1, Pct. 1. (Tuesday, April 28, 2009, at 1:00 p.m.)**
 - I. **Set public hearing for The Retreat at Sovereign Shores, Section 1 Partial Replat No. 1, Pct. 1. (Tuesday, April 28, 2009, at 1:00 p.m.)**

March 24, 2009

11. **FACILITIES MANAGEMENT & PLANNING:** The Director of Facilities Management & Planning submits these invoices for payment for projects which have been budgeted and funded by Facility Bonds:
 - A. Pay Application No. 08-00900007 in the amount of \$281,276.00 to Bass Construction for construction services regarding the Gus George Academy;
 - B. Invoice Nos. 10024366R, 10025426, and 10025427 for an amount totaling \$547,884.00 to PGAL for professional services regarding the Justice Center;
 - C. Invoice No. 0088798 in the amount of \$29,980.13 to Rosser International, Inc. for services regarding the Jail Expansion;
 - D. Invoice No. 1661 in the amount of \$61,750.00 to Carter Goble Lee LLC for professional services regarding the Jail Expansion;
 - E. Pay Application No. 3 in the amount of \$20,071.80 to Evans Construction for construction services regarding the Dew House Renovation;
 - F. Invoice No. W29209-1 in the amount of \$85,050.00 to McDonald Electric for professional services regarding the South Post Oak Ballpark;
 - G. Invoice Nos. UT1000109741, UT1000109526, and UT1000110479 for an amount totaling \$79,810.68 to Bob Barker Company Inc for furniture, fixtures, and equipment regarding the Jail Expansion;
 - H. Invoice Nos. 1 and 26 for an amount totaling \$3,362.10 to Bailey Architects for services regarding the Needville Service Center;
 - I. Pay Application No. 08-00300010 in the amount of \$153,833.50 to Bass Construction for services provided regarding the Needville Service Center;
 - J. Pay Application #08-0010009 in the amount of \$436,184.57 to Bass Construction for construction services regarding the Tax Assessor/Collector Facility;
 - K. Invoice No. TMG-441 in the amount of \$2,583.38 to The Maddox Group for professional services regarding the Sienna Library;
 - L. Invoice No. 02-09-5 in the amount of \$5,175.00 to TechKnowledge for professional services regarding the Jail Expansion;
 - M. Invoice No. 08-0231 in the amount of \$620.00 to Accessible Design Solutions for professional services regarding the Tax Assessor/Collector Facility; and
 - N. Invoice in the amount of \$23,880.97 to Sienna Plantation Management District for water/sewer services regarding the Sienna Library.

12. **FORT BEND COUNTY FRESH WATER SUPPLY DISTRICT NO. 1:** The Board of Directors of the Fort Bend County Fresh Water Supply District No. 1 reviewed these items at a regular meeting held on February 19, 2009, and makes the following recommendation to Commissioners Court: Authorize payment of Invoice No. 23 in the amount of \$21,407.26 to Carter Burgess for final design of water and sewer system. (Fund: Fort Bend County Fresh Water Supply District No. 1, Fees)

March 24, 2009

13. **FORT BEND COUNTY TOLL ROAD AUTHORITY:** The Board of Directors of the Fort Bend County Toll Road Authority (the "Authority") reviewed these items at their regular meeting held on March 18, 2009, and makes the following recommendation to Commissioners Court:

Treasurer:

- A. Authorize payment of construction invoices for work performed by consultants and/or contractors as listed on Board Report dated March 18, 2009, for an amount totaling \$5,987.10, of which \$3,703.35 is for construction work done on Section B of the Fort Bend Parkway, \$1,306.25 for Westpark, Section B, and \$977.50 for Grand Parkway, Segment D project. (Fund: Toll Road Authority, Construction)
- B. Authorize payment of operations invoices in the amount of \$133,915.76 for the Fort Bend Parkway, Section A and Westpark Corridor. (Fund: Toll Road Authority, Operations)
14. **PURCHASING:**
- A. Authorize advertising for bids/proposals/statements of qualifications for the following:
- 1) Chiller replacement at Fulshear Branch Library;
 - 2) Painting of exterior of Fulshear Branch Library and Missouri City Branch Library; and
 - 3) Design/Build to construct the Medic One Building.
- B. Approve the Schematic Design and authorize advertising of bids for construction of the Precinct 3 Service Center.
15. **TAX ASSESSOR/COLLECTOR:**
- A. Record into Minutes the Summary Monthly Report of Property Taxes Collected in February, 2009, as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.
- B. Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on March 17, 2009, for an amount totaling \$76,663.97.
-

16. **COUNTY JUDGE:**
- A. Take all appropriate action to adopt Revised Order Creating Rules and Regulations for Nonconsent Towing and Storage Services of Fort Bend County
- B. Take all appropriate action to adopt Order Creating Rules and Regulations for Parking at Designated Fort Bend County Owned Properties, effective April 1, 2009.
- C. Take all appropriate action to adopt Fort Bend County Employee Information Manual, Section 614 – Parking at Designated Fort Bend County Properties, effective April 1, 2009.

March 24, 2009

17. COMMISSIONER, PCT. 2:
 - A. Take all appropriate action to appoint Thomasine Johnson to Board of Directors of the Missouri City Tax Reinvestment Zone 2 to fill the vacancy created by the resignation of Greyling Poats.
 - B. Take all appropriate action on request to transfer the amount of \$1,900,000 from General Fund Projects into Precinct 2 Service Center Project, to allocate additional funds required for construction of the Missouri City Annex Building.
18. COMMISSIONER, PCT. 4: Take all appropriate action on Deed conveying 0.3315 acres more or less to Fort Bend County related to Interlocal Agreement for regional improvements regarding Oil Field Road, approved by Commissioners Court on September 3, 2008, Agenda Item 27.
19. AUDITOR: Take all appropriate action on Change Order No. 6 in the amount of \$5,500.00 to Lawson Software Americas, Inc. for support services needed for re-coupling of hardware/software. (Fund: Project Renaissance)
20. CONSTABLE, PCT. 2: Take all appropriate action on request to authorize electronic application to U.S. Department of Justice for grant funding of three deputy constable positions by the COPS Hiring Recovery Program (CHRP) in the amount of \$552,711 for the period of October 1, 2009 through September 30, 2012, with no cash match required until conclusion of the federal funding in 2012, when the three positions must be retained by Fort Bend County for a term of at least twelve months.
21. ENGINEERING: Take all appropriate action on Interlocal Agreement between Fort Bend County and the City of Sugar Land for road improvements to University Blvd. North Bridge and University South through Brazos Landing, Mobility Bond Project No. 723, Precinct 4.
22. PUBLIC TRANSPORTATION: Take all appropriate action to authorize County Judge to sign and Transportation Director to submit FY09 Elderly & Disabled Section 5310 Project Grant Agreement, State Project No ED 0905(12), Contract No 51912F7217 to the Texas Department of Transportation to receive Federal funds in the amount of \$160,000 and Transportation Development Credits in the amount of \$32,000, for use through August 31, 2010, with no local match required.
23. PURCHASING:
 - A. Take all appropriate action to approve design/build agreement between Fort Bend County and Crain Zamora to construct four story parking garage pursuant to SOQ #09-042. (Fund: Facility Bond Project)
 - B. Take all appropriate action on the following:
 - 1) Bid #09-039 for furnishings for Sienna Branch Library;
 - 2) Bid #09-054 for purchase of General Motor repair parts;
 - 3) Bid #09-055 for construction of West Bellfort paving and drainage improvements from Martinez Street to FM 1464 (Fund: Mobility Bonds); and
 - 4) Bid #09-060 for trucking services of earthen road materials.

March 24, 2009

FILED FOR RECORD

NO. _____ TIME 4:57 P.M.

MAR 20 2009

- 24. Approve Bills.
- 25. Authorize Auditor to pay and release ^{County Clerk Fort Bend Co. Tex.} the sensitive bills on April 2, 2009, to be ratified by Commissioners Court on April 7, 2009.
- 26. 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.
 Contemplated litigation/settlement offer: United States Department of Justice, Administration of Elections.
- 27. Reconvene Open Session and consider taking action on the following matters:
 § 551.071. Consultation With Attorney.
 Contemplated litigation/settlement offer: United States Department of Justice, Administration of Elections.
- 28. 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 posted at the Fort Bend County Courthouse Complex in Richmond, Texas, on Friday, March 20, 2009, by Donna Ospina. An electronic version of this notice is also posted on the Fort Bend County website: www.co.fort-bend.tx.us 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 1402 Band Road, Suite 100, in Rosenberg, Texas, 77471, and can be reached at telephone number 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

The County Commissioners Court of Fort Bend County 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 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development).

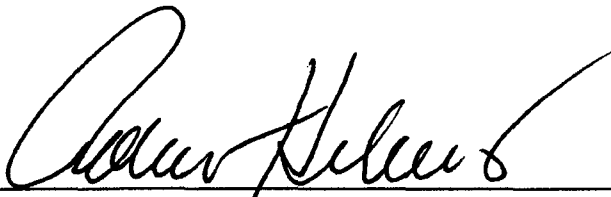
APPROVAL OF MINUTES
COMMISSIONERS COURT
FORT BEND COUNTY

I, Dianne Wilson, duly elected County Clerk and Clerk of Court, Fort Bend County, Texas do hereby submit the Official Minutes of Commissioners Court held on the 24th day of March, 2009.



DIANNE WILSON, COUNTY CLERK

Now, therefore, be it resolved upon the motion of Commissioner Meyers seconded by Commissioner Patterson, duly put and carried, it is ordered to accept as presented for record the attached minutes approved on this the 7th day of April, 2009.



ROBERT E. HEBERT, COUNTY JUDGE

March 24, 2009

Approved

MINUTES

BE IT REMEMBERED, That on this 24th DAY of MARCH, 2009, 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
SHERRY FISK for DIANNE WILSON	COUNTY CLERK

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

1. Call to Order.

Call to Order by Judge Hebert at 1:03 p.m.

2. Invocation and Pledge of Allegiance by Commissioner Prestage.

Invocation and Pledge of Allegiance by Commissioner Prestage.

3. Approve minutes of regular meeting held on March 17, 2009.

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 March 17, 2009.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

4. Public Comments regarding the Agenda and Announcements.

Service Awards for March were presented to county employees.

No public comments.

March 24, 2009

5. **PUBLIC HEARINGS: 1:00 p.m.:** Conduct Public Hearings and take all appropriate action on the following matters:
 - A. Acceptance of the traffic control plan for Sunrise Meadows, Section 1 and Section 2, Precinct 1.
 - B. Acceptance of the traffic control plan for Parkway Oaks, Section 3 and Section 5, Precinct 3.
 - C. Acceptance of the traffic control plan for Ricefield Road, Precinct 1.
 - D. Acceptance of the revised traffic control plan prohibiting overnight parking of commercial motor vehicles, in the Westpark Lakes Subdivision, pursuant to Texas Transportation Code Ann. §545.307, Precinct 3.

Public hearing held. No public comments.

Moved by Commissioner Meyers, Seconded by Commissioner Morrison, duly put and unanimously carried (5-0), it is ordered to approve agenda item 5 A-D.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

CONSENT AGENDA ITEMS 6 - 15

6. **OUT OF STATE TRAVEL:** Approve out-of-state travel requests for County personnel:
 - A. **Auditor:** Ed Sturdivant to San Diego, California, April 19-23, 2009, to attend the Lawson Users Conference. (Fund: Auditor, Travel)
 - B. **Sheriff's Office:** Mike Kubricht and Art Zarosky to San Diego and El Centro, California, March 24-25, 2009, for extradition of prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)
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8. **BUDGET OFFICER:** Approve the Quarterly County Investment Report for the First Quarter of Fiscal Year 2009 in accordance with Texas Government Code §2256.023.
9. **BUDGET TRANSFERS:**
 - A. **County Judge:** Approve transfer in the amount of \$26 from Travel into Information Technology to allocate additional funds needed due to increased software cost.
 - B. **Constable, Pct. 1:** Approve transfer in the amount of \$6,220 as detailed on Constable's report dated March 17, 2009, to allocate funds into correct line item for purchase of mobile workstation, including increased cost of modem.
 - C. **Tax Office:** Approve transfer in the amount of \$695 from Office Supplies into Information Technology to allocate funds needed to toggle computers for move to Ransom Road office.

March 24, 2009

10. ENGINEERING:

- A. Approve payment of Invoice No. 09-02-021 (Pay Estimate No. 12) in the amount of \$56,400.00 to Kelly Kaluza & Associates, Inc. regarding Professional Engineering and Surveying Services for West Bellfort Paving and Drainage Project (from Martinez Street to Farm Market 1464), Precincts 3 and 4.
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- D. Approve application from Ampro Construction Services, Inc. to construct a driveway tie-in onto Rabbs Ridge Road, Precinct 1.
- E. Approve application from C.E. Barker, Ltd. to bury a 12-inch water line along Spring Green Boulevard, Precinct 3.
- F. Approve application from Paskey Incorporated to construct a driveway tie-in onto Farmer Road, Precinct 3.
- G. Approve application from BNSF Railway to construct a driveway tie-in onto Y U Jones, Precinct 1.
- H. Set public hearing for Sovereign Shores Estates Partial Replat No. 1, Pct. 1. *(Tuesday, April 28, 2009, at 1:00 p.m.)*
- I. Set public hearing for The Retreat at Sovereign Shores, Section 1 Partial Replat No. 1, Pct. 1. *(Tuesday, April 28, 2009, at 1:00 p.m.)*

11. FACILITIES MANAGEMENT & PLANNING: The Director of Facilities Management & Planning submits these invoices for payment for projects which have been budgeted and funded by Facility Bonds:

- A. Pay Application No. 08-00900007 in the amount of \$281,276.00 to Bass Construction for construction services regarding the Gus George Academy;
- B. Invoice Nos. 10024366R, 10025426, and 10025427 for an amount totaling \$547,884.00 to PGAL for professional services regarding the Justice Center;
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- G. Invoice Nos. UT1000109741, UT1000109526, and UT1000110479 for an amount totaling \$79,810.68 to Bob Barker Company Inc for furniture, fixtures, and equipment regarding the Jail Expansion;
- H. Invoice Nos. 1 and 26 for an amount totaling \$3,362.10 to Bailey Architects for services regarding the Needville Service Center;
- I. Pay Application No. 08-00300010 in the amount of \$153,833.50 to Bass Construction for services provided regarding the Needville Service Center;
- J. Pay Application #08-0010009 in the amount of \$436,184.57 to Bass Construction for construction services regarding the Tax Assessor/Collector Facility;

March 24, 2009

Item 11 continued – Facilities Management and Planning:

- K. Invoice No. TMG-441 in the amount of \$2,583.38 to The Maddox Group for professional services regarding the Sienna Library;
 - L. Invoice No. 02-09-5 in the amount of \$5,175.00 to TechKnowledge for professional services regarding the Jail Expansion;
 - M. Invoice No. 08-0231 in the amount of \$620.00 to Accessible Design Solutions for professional services regarding the Tax Assessor/Collector Facility; and
 - N. Invoice in the amount of \$23,880.97 to Sienna Plantation Management District for water/sewer services regarding the Sienna Library.
12. **FORT BEND COUNTY FRESH WATER SUPPLY DISTRICT NO. 1:** The Board of Directors of the Fort Bend County Fresh Water Supply District No. 1 reviewed these items at a regular meeting held on February 19, 2009, and makes the following recommendation to Commissioners Court: Authorize payment of Invoice No. 23 in the amount of \$21,407.26 to Carter Burgess for final design of water and sewer system. (Fund: Fort Bend County Fresh Water Supply District No. 1, Fees)
13. **FORT BEND COUNTY TOLL ROAD AUTHORITY:** The Board of Directors of the Fort Bend County Toll Road Authority (the "Authority") reviewed these items at their regular meeting held on March 18, 2009, and makes the following recommendation to Commissioners Court:
Treasurer:
- A. Authorize payment of construction invoices for work performed by consultants and/or contractors as listed on Board Report dated March 18, 2009, for an amount totaling \$5,987.10, of which \$3,703.35 is for construction work done on Section B of the Fort Bend Parkway, \$1,306.25 for Westpark, Section B, and \$977.50 for Grand Parkway, Segment D project. (Fund: Toll Road Authority, Construction)
 - B. Authorize payment of operations invoices in the amount of \$133,915.76 for the Fort Bend Parkway, Section A and Westpark Corridor. (Fund: Toll Road Authority, Operations)
14. **PURCHASING:**
- A. Authorize advertising for bids/proposals/statements of qualifications for the following:
 - 1) Chiller replacement at Fulshear Branch Library;
 - 2) Painting of exterior of Fulshear Branch Library and Missouri City Branch Library; and
 - 3) Design/Build to construct the Medic One Building.
 - B. Approve the Schematic Design and authorize advertising of bids for construction of the Precinct 3 Service Center.

March 24, 2009

15. TAX ASSESSOR/COLLECTOR:

- A. Record into Minutes the Summary Monthly Report of Property Taxes Collected in February, 2009, as submitted by the Office of Patsy Schultz, Tax Assessor/Collector.**
- B. Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on March 17, 2009, for an amount totaling \$76,663.97.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson, duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 6-10F and 10H-15.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

Item 10G pulled.

16. COUNTY JUDGE:

- A. Take all appropriate action to adopt Revised Order Creating Rules and Regulations for Nonconsent Towing and Storage Services of Fort Bend County.**

Moved by Commissioner Patterson, Seconded by Commissioner Morrison, duly put and unanimously carried (5-0), it is ordered to adopt Revised Order Creating Rules and Regulations for Nonconsent Towing and Storage Services of Fort Bend County.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

- B. Take all appropriate action to adopt Order Creating Rules and Regulations for Parking at Designated Fort Bend County Owned Properties, effective April 1, 2009.**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage, duly put and unanimously carried (5-0), it is ordered to adopt Order Creating Rules and Regulations for Parking at Designated Fort Bend County Owned Properties, effective April 1, 2009.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

- C. Take all appropriate action to adopt Fort Bend County Employee Information Manual, Section 614 – Parking at Designated Fort Bend County Properties, effective April 1, 2009.**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage, duly put and unanimously carried (5-0), it is ordered to adopt Fort Bend County Employee Information Manual, Section 614 – Parking at Designated Fort Bend County Properties, effective April 1, 2009.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

March 24, 2009

17. **COMMISSIONER, PCT. 2:**

A. Take all appropriate action to appoint Thomasine Johnson to Board of Directors of the Missouri City Tax Reinvestment Zone 2 to fill the vacancy created by the resignation of Greyling Poats.

Moved by Commissioner Prestage, Seconded by Commissioner Morrison, duly put and unanimously carried (5-0), it is ordered to appoint Thomasine Johnson to Board of Directors of the Missouri City Tax Reinvestment Zone 2 to fill the vacancy created by the resignation of Greyling Poats.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

B. Take all appropriate action on request to transfer the amount of \$1,900,000 from General Fund Projects into Precinct 2 Service Center Project, to allocate additional funds required for construction of the Missouri City Annex Building.

Moved by Commissioner Prestage, Seconded by Commissioner Morrison, duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$1,900,000 from General Fund Projects into Precinct 2 Service Center Project, to allocate additional funds required for construction of the Missouri City Annex Building.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

18. **COMMISSIONER, PCT. 4: Take all appropriate action on Deed conveying 0.3315 acres more or less to Fort Bend County related to Interlocal Agreement for regional improvements regarding Oil Field Road, approved by Commissioners Court on September 23, 2008, Agenda Item 27.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers, duly put and unanimously carried (5-0), it is ordered to approve Deed conveying 0.3315 acres more or less to Fort Bend County related to Interlocal Agreement for regional improvements regarding Oil Field Road, approved by Commissioners Court on September 23, 2008, Agenda Item 27.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

19. **AUDITOR: Take all appropriate action on Change Order No. 6 in the amount of \$5,500.00 to Lawson Software Americas, Inc. for support services needed for re-coupling of hardware/software. (Fund: Project Renaissance)**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers, duly put and unanimously carried (5-0), it is ordered to approve Change Order No. 6 in the amount of \$5,500.00 to Lawson Software Americas, Inc. for support services needed for re-coupling of hardware/software. (Fund: Project Renaissance)

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

March 24, 2009

20. **CONSTABLE, PCT. 2:** Take all appropriate action on request to authorize electronic application to U.S. Department of Justice for grant funding of three deputy constable positions by the COPS Hiring Recovery Program (CHRP) in the amount of \$552,711 for the period of October 1, 2009 through September 30, 2012, with no cash match required until conclusion of the federal funding in 2012, when the three positions must be retained by Fort Bend County for a term of at least twelve months.

Pulled.

21. **ENGINEERING:** Take all appropriate action on Interlocal Agreement between Fort Bend County and the City of Sugar Land for road improvements to University Blvd. North Bridge and University South through Brazos Landing, Mobility Bond Project No. 723, Precinct 4.

Moved by Commissioner Patterson, Seconded by Commissioner Prestage, duly put and unanimously carried (5-0), it is ordered to approve Interlocal Agreement between Fort Bend County and the City of Sugar Land for road improvements to University Blvd. North Bridge and University South through Brazos Landing, Mobility Bond Project No. 723, Precinct 4.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

22. **PUBLIC TRANSPORTATION:** Take all appropriate action to authorize County Judge to sign and Transportation Director to submit FY09 Elderly & Disabled Section 5310 Project Grant Agreement, State Project No ED 0905(12), Contract No 51912F7217 to the Texas Department of Transportation to receive Federal funds in the amount of \$160,000 and Transportation Development Credits in the amount of \$32,000, for use through August 31, 2010, with no local match required.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson, duly put and unanimously carried (5-0), it is ordered to authorize County Judge to sign and Transportation Director to submit FY09 Elderly & Disabled Section 5310 Project Grant Agreement, State Project No ED 0905(12), Contract No 51912F7217 to the Texas Department of Transportation to receive Federal funds in the amount of \$160,000 and Transportation Development Credits in the amount of \$32,000, for use through August 31, 2010, with no local match required.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

23. **PURCHASING:**
A. Take all appropriate action to approve design/build agreement between Fort Bend County and Crain Zamora to construct four story parking garage pursuant to SOQ #09-042. (Fund: Facility Bond Project)

Moved by Commissioner Patterson, Seconded by Commissioner Meyers, duly put and unanimously carried (5-0), it is ordered to approve design/build agreement between Fort Bend County and Crain Zamora to construct four story parking garage pursuant to SOQ #09-042. (Fund: Facility Bond Project)

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

Item 23 continued – Purchasing:

B. Take all appropriate action on the following:

1) Bid #09-039 for furnishings for Sienna Branch Library;

Moved by Commissioner Prestage, Seconded by Commissioner Morrison, duly put and unanimously carried (5-0), it is ordered to award Bid #09-039 for furnishings for Sienna Branch Library to Cultural Surroundings for Section 1, Library Designs for Section 2, Buckstaff for Section 3 and A Bargas for Sections 4, 5 and 6.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

2) Bid #09-054 for purchase of General Motor repair parts;

Moved by Commissioner Patterson, Seconded by Commissioner Meyers, duly put and unanimously carried (5-0), it is ordered to award Bid #09-054 for purchase of General Motor repair parts to Finnegan Auto Rosenberg.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

3) Bid #09-055 for construction of West Bellfort paving and drainage improvements from Martinez Street to FM 1464 (Fund: Mobility Bonds);

Moved by Commissioner Patterson, Seconded by Commissioner Meyers, duly put and unanimously carried (5-0), it is ordered to award Bid #09-055 for construction of West Bellfort paving and drainage improvements from Martinez Street to FM 1464 to Durwood Greene Construction for \$4,293,222.30 and 195 working days. (Fund: Mobility Bonds)

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

4) Bid #09-060 for trucking services of earthen road materials.

Moved by Commissioner Patterson, Seconded by Commissioner Meyers, duly put and unanimously carried (5-0), it is ordered to award Bid #09-060 for trucking services of earthen road materials to JW Truck and Equipment for all types of material at \$2.40 for the first mile and \$0.30 for each additional mile per ton.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

March 24, 2009

24. **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 \$4,854,438.52.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

25. **Authorize Auditor to pay and release time sensitive bills on April 2, 2009, to be ratified by Commissioners Court on April 7, 2009.**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage, duly put and unanimously carried (5-0), it is ordered to authorize Auditor to pay and release time sensitive bills on April 2, 2009, to be ratified by Commissioners Court on April 7, 2009.

Judge Hebert	yes	Commissioner Meyers	yes
Commissioner Morrison	yes	Commissioner Patterson	yes
Commissioner Prestage	yes		

Recess:

Recessed at 1:15 p.m.

26. **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.

Contemplated litigation/settlement offer: United States Department of Justice, Administration of Elections.

Closed Session:

Convened at 1:29 p.m.
Adjourned at 2:09 p.m.

Reconvene:

Reconvened at 2:09 p.m.

March 24, 2009

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

§ 551.071. Consultation With Attorney.

**Contemplated litigation/settlement offer: United States Department of Justice,
Administration of Elections.**

No action.

28. **Adjournment.**

Commissioners Court adjourned at 2:10 p.m. on Tuesday, March 24, 2009.