

THE STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

The Commissioners Court of Fort Bend County, Texas, (“Commissioners Court”) convened in REGULAR SESSION AT A REGULAR TERM OF SAID COURT, open to the public, on the _____ day of _____, 2022, at the County Courthouse, with a quorum of said Court present:

Whereupon, among other business the following was transacted at said meeting: a written order entitled:

SECOND SUPPLEMENTAL ORDER SUPPLEMENTING AND CLARIFYING
TOLL VIOLATION ENFORCEMENT PROCEDURES

(“Order”) was duly introduced for the consideration of the Commissioners Court and reviewed in full. It was then duly moved by _____ and seconded by _____ that the Order be passed; and, after due discussion, the motion, carrying with it the passage of the Order, prevailed and carried by the following vote:

AYES: _____

NOES: _____

ABSENT: _____

The County Judge thereupon announced that the Order has been duly and lawfully adopted. The Order thus adopted follows:

SECOND SUPPLEMENTAL ORDER SUPPLEMENTING AND CLARIFYING TOLL
VIOLATION ENFORCEMENT PROCEDURES

BACKGROUND

The Fort Bend County Toll Road Authority (“Authority”) is operating the Fort Bend Parkway and Westpark Tollway Toll Roads on behalf of Fort Bend County (“County”); and

The Authority desires to supplement and clarify policies and procedures relating to toll violation enforcement on the Fort Bend Parkway and Westpark Tollway, by expressly including reference to language in Section 284.070 of the Transportation Code allowing the County to take and retain possession of a vehicle until the amount of unpaid tolls and related charges are paid;

NOW, THEREFORE, IT IS ORDERED BY THE COMMISSIONERS COURT OF FORT BEND COUNTY, TEXAS THAT:

The *Amended and Restated Order Establishing a Toll Rate Schedule for the Fort Bend County Toll Road System; Prohibiting the Operation of a Motor Vehicle on the Road System After Failure to Pay Required Toll or Charge; Establishing an Administrative Adjudication Hearing Procedure for Violation of this Order; Containing Other Provisions Relating to the Subject* dated April 6, 2021, and the *Supplemental Order Establishing a Toll Rate Schedule for the Fort Bend Parkway and Westpark Tollway* dated January 11, 2022, are hereby supplemented by replacing the first paragraph of Section 7 with the following:

Section 7. Administrative Adjudication Procedure/ Administrative Hearing Process.

Appointment of Hearing Officers. The Commissioners Court shall appoint one or more licensed attorneys to serve as hearing officers. A hearing officer appointed by Commissioners Court shall serve at the pleasure of the Commissioners Court and shall implement this administrative adjudication procedure. A hearing officer shall be paid up to seven hundred and fifty dollars (\$750.00) for each docket of hearing proceedings adjudicated.

[Reminder of page intentionally left blank.]

PASSED AND APPROVED this ____ day of _____, 2022.

FORT BEND COUNTY

K.P. George, County Judge

ATTEST:

Laura Richard, County Clerk
Clerk of the Commissioners Court of
Fort Bend County, Texas

(SEAL)

CERTIFICATE FOR ORDER

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We, the undersigned officers of the Commissioners Court (“Court”) of Fort Bend County, Texas (“County”), do hereby certify as follows:

1. That we are the duly chosen, qualified and acting officers of the Court for the offices shown below our signatures and that as such we are familiar with the facts herein certified.

2. That there is attached to and follows this certificate an excerpt of proceedings from the minutes of a meeting of the Court which is a true, full and complete excerpt of all proceedings from the minutes of the Court pertaining to the adoption of the Order described therein; and that the persons named in such excerpt as the officers and members of the Court or as officers of the County are the duly chosen, qualified and acting officers and members as indicated therein.

3. That a true and complete copy of the Order (“Order”), as adopted at the meeting described in such excerpt from the minutes, is attached to and follows such excerpt.

4. That the Order has been duly and lawfully adopted by the Court and that the County Judge of the County has approved, and hereby approves, the Order; that the County Judge and the County Clerk of the County have duly signed and attested the Order and each, respectively, hereby declares that the signing of this certificate shall also constitute the signing of the Order for all purposes; and that the Order, as signed, has been duly recorded in the minutes of the Court for such meeting.

5. That each of the officers and members of the Court was duly and sufficiently notified officially and personally, in advance, of the date, hour, place and subject of such meeting of the Court, and that the Order would be introduced and considered for passage at such meeting, and each of such officers and members consented, in advance, to the holding of such meeting to consider and act upon such subject.

6. That written notice of the date, hour, place and subject of the meeting of the Court described in the excerpt from the minutes was posted on a bulletin board located at a place convenient to the public in the County Courthouse of the County; and that such meeting was open to the public as required by law at all times during which the Order and the subject matter thereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Governmental Code, as amended.

SIGNED AND SEALED the _____ day of _____, 2022.

Laura Richard
County Clerk and Ex-Officio Clerk
Of the Commissioners Court of Fort Bend
County, Texas

K.P. George
County Judge

(COMM. CT. SEAL)

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I, the undersigned, County Clerk and Ex-Officio Clerk of the Commissioners Court of Fort Bend County, Texas, do hereby certify that the above and foregoing is a true and correct copy of an Order of the Commissioners Court which was passed and adopted on the ____ day of _____, 2022, together with a copy of so much of the minutes as show the canvassing of the Court, the names of the members present and absent and the passage and adoption of such Order, all as same appears of record in the minutes of said Court and on file in my office.

WITNESS MY HAND AND THE SEAL OF THE COMMISSIONERS COURT OF FORT BEND COUNTY, TEXAS, this ____ day of _____, 2022.

LAURA RICHARD
County Clerk and Ex-Officio Clerk of the
Commissioners Court of Fort Bend County,
Texas

By: _____

(SEAL)