

June 2, 2009

**MINUTES**

BE IT REMEMBERED, That on this 2nd DAY of JUNE, 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 1:00 p.m.

**2. Invocation and Pledge of Allegiance by Commissioner Morrison.**

Invocation and Pledge of Allegiance by Commissioner Morrison.

**3. Approve minutes of regular meeting held on May 26, 2009, and Budget Workshop held on May 27, 2009.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to approve the minutes of regular meeting held on May 26, 2009, and Budget Workshop held on May 27, 2009.

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

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

No public comments.

**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 Fairpark Village, Section 1, and Section 2, Precinct 1.**

**B. Acceptance of the traffic control plan for Bob White Lane, Precinct 1.**

Public hearing held. No public comments.

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to approve agenda item 5 A-B.

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

**CONSENT AGENDA ITEMS 6-18:**

**6. OUT OF STATE TRAVEL:**

**A. Enter into record the out-of-state travel by elected official:**

**268th District Court: Judge Brady Elliott to Reno, Nevada, July 6-30, 2009, to attend two judicial courses at the National Judicial College. (Fund: 268th District Court, Travel)**

**B. Approve out-of-state travel request for County personnel:**

**Sheriff's Office: Ratify travel by Aramis Gonzales to New Orleans, Louisiana, May 29, 2009, for extradition of prisoner back to Fort Bend County. (Fund: Sheriff, Enforcement, Travel)**

**7. COUNTY JUDGE: Approve the appointment of Commissioner Grady Prestage as Fort Bend County's Designated Delegate to the 2009 National Association of Counties (NACo) Annual Conference.**

**8. COMMISSIONER, PCT. 1: Approve Project Agreement between Fort Bend County and City of Kendleton to provide assistance with construction of approximately 500 feet of road and overlay of asphalt from Spur 541 through King Kennedy Memorial Park (a city-owned park) to Ben Williams, excluding the portion in Railroad right-of-way, County expenditure note to exceed \$19,888.80. (Fund: Road & Bridge, Multi)**

**9. COMMISSIONER, PCT. 3: Accept the resignation of Chuck Davis as Commissioner for Fort Bend County Emergency Services District No. 4, and approve the appointment of Richard McCormack to fill the vacancy through the unexpired term of December 31, 2009.**

**10. BUDGET TRANSFERS:**

**A. County Court at Law No. 1: Approve transfer in the amount of \$100 from Property and Equipment into Information Technology to allocate funds for purchase of monitor cable.**

**B. Public Transportation: Approve transfer in the amount of \$17,301 as detailed on Director's form dated May 27, 2009, to allocate match for FTA Section 5307 Urban Grant.**

**11. ENGINEERING:**

**A. Approve payment of Invoice No. 25767 (Pay Estimate No. 6) in the amount of \$3,403.00 to Landtech regarding expansion of Mason Road, Mobility Bond Project #735, Precinct 3. (Fund: Mobility Bonds)**

**Item 11 continued - Engineering:**

**B. Approve payment of Invoice No. C3X41400-09 (Pay Estimate No. 8) in the amount of \$55,253.03 to Jacobs Engineering Group, Inc. regarding Katy-Gaston Road (from Cinco Ranch to FM 1093), Mobility Bond Project #733, Precinct 3. (Fund: Mobility Bonds)**

**C. Approve payment of Invoice No. 19 (Pay Estimate No. 19) in the amount of \$30,305.96 to Schaumburg & Polk, Inc. regarding Management and Administrative Support Services for the 2007 Mobility Bond Project Program, Precincts 1, 2, 3 and 4. (Fund: Mobility Bonds)**

**D. Approve application from AT&T Texas to bury cable along Klauke Road, Precinct 1.**

**E. Approve application form CenterPoint Entex to bury 4-inch plastic gas main on North Firethorne, Pct 3.**

**F. Approve release of Performance Bond #22019119 in the amount of \$5,000.00 to Brookstone L.P. for completion of work on Evergreen and Chimney Rock, Permit #83356, Precinct 2.**

**G. Approve plat for the roads within Cinco Ranch Southwest, Section 36, Pct. 3.**

**H. Approve plat for the lots within Cinco Ranch Southwest, Section 36, Pct. 3.**

**12. FACILITIES MANAGEMENT & PLANNING: The Director of Facilities Management & Planning submits these invoices for approval of payment for projects that have been budgeted and funded by Facility Bonds and/or Capital Projects:**

**A. Invoice No. W29209-2 in the amount of \$85,050.00 to McDonald Electric for professional services regarding the South Post Oak Ball Park**

**B. Pay Application No. 3 in the amount of \$822,268.70 to Crain Zamora LLC for professional services regarding the Parking Garage.**

**13. HEALTH & HUMAN SERVICES: Accept and sign Department of State Health Services Grant No. 2009-031276 award in the amount of \$42,846.00, with no cash match required by the County, the content of which is covered by the Texas Government Code § 418.183(f).**

**14. PARKS DEPARTMENT: Approve renewal of Lease Agreement between Fort Bend County and Fort Bend Regional Council on Substance Abuse Inc. for use of space at the Bud O'Shieles Community Center at specified times effective through September 30, 2009.**

**15. PUBLIC TRANSPORTATION: Authorize the Director of Public Transportation to electronically execute document for Section 5307 Project Number TX-90-X847-00 of the Federal Transit Administration, as approved by Commissioners Court on April 28, 2009.**

**16. PURCHASING: Authorize advertising for Statements of Qualification (SOQs) and/or Request for Proposals (RFPs) for the following:**

**A. Materials testing services required during construction of the Justice Center; and**

**B. Helpdesk software for Facilities Management & Planning Department.**

**17. SHERIFF'S OFFICE:**

**A. Approve Renewal Agreement between Fort Bend County and Harold Anderson to provide services as Intelligence Coordinator for the HIDTA Program for the term of May 1, 2009 through April 30, 2010. (Fund: HIDTA 2009 Grant)**

**Item 17 continued - Sheriff's Office:**

**B. Approve Renewal Agreement between Fort Bend County and David Knight, dba Amadis Consultants, to provide services as Deputy Director of the HIDTA Program for the term of May 1, 2009 through April 30, 2010. (Fund: HIDTA 2009 Grant)**

18. **TAX ASSESSOR/COLLECTOR: Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on May 26, 2009, for an amount totaling \$12,702.66.**

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Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to approve consent agenda items 6-18 with correction to 11E - application from CenterPoint.

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

19. **COUNTY JUDGE:**  
**A. Take all appropriate action to consider change in the regular meeting schedule of Commissioners Court for the month of July, 2009, to meet July 7, 14, and 21, 2009.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (4-0), it is ordered to change the regular meeting schedule of Commissioners Court for the month of July, 2009, to meet July 7, 14, and 21, 2009.

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

**Item 19 continued - County Judge:**

**B. Take all appropriate action to adopt Local Option Exemptions from the Fort Bend County General Fund property taxes for the 2009 tax year as follows, pursuant to Section 11.13(n) of the Texas Property Tax Code:**

- Homestead Exemption: \$5,000 or 20 Percent (whichever is greater); and**
- Over Age 65 Exemption: \$100,000; or**
- Disabled Person Exemption: \$100,000.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to adopt Local Option Exemptions from the Fort Bend County General Fund property taxes for the 2009 tax year as follows, pursuant to Section 11.13(n) of the Texas Property Tax Code:

- Homestead Exemption: \$5,000 or 20 Percent (whichever is greater); and
- Over Age 65 Exemption: \$100,000; or
- Disabled Person Exemption: \$100,000.

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

Note: Only one exemption is allowed for Over Age 65 or Disabled Person in addition to the Homestead exemption.

**20. COMMISSIONER, PCT. 2: Take all appropriate action on Interlocal Agreement between Fort Bend County and City of Houston for use of Blue Ridge Park for County to provide, maintain, construct, equip, and operate playgrounds, recreation centers, athletic fields, swimming pools, and other park or recreational facilities located on property owned by the City.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Interlocal Agreement between Fort Bend County and City of Houston for use of Blue Ridge Park for County to provide, maintain, construct, equip, and operate playgrounds, recreation centers, athletic fields, swimming pools, and other park or recreational facilities located on property owned by the City.

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

Note: Agreement is for 30 years.

**21. COMMUNITY DEVELOPMENT:**

**A. Take all appropriate action on Substantial Amendment to the 2008 Consolidated Action Plan for the Community Development Block Grant (CDBG) Program Funding under the American Recovery and Reinvestment Act of 2009 to receive additional funding in the amount of \$508,804 and authorize County Judge to sign all documents pertaining to the Amendment.**

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Substantial Amendment to the 2008 Consolidated Action Plan for the Community Development Block Grant (CDBG) Program Funding under the American Recovery and Reinvestment Act of 2009 to receive additional funding in the amount of \$508,804 and authorize County Judge to sign all documents pertaining to the Amendment.

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

**B. Take all appropriate action on Resolution by Fort Bend County on the Method of Distribution for Disaster Recovery funds.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Resolution by Fort Bend County on the Method of Distribution for Disaster Recovery funds.

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

**22. COMMUNITY SUPERVISION & CORRECTIONS DEPARTMENT:**

**A. Take all appropriate action to authorize reimbursement in the amount of \$132.41 to Judge Ross Sears for award incentives purchased without a purchase order for Drug Court participants. (Fund: Drug Court Incentive Fund)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to authorize reimbursement in the amount of \$132.41 to Judge Ross Sears for award incentives purchased without a purchase order for Drug Court participants. (Fund: Drug Court Incentive Fund)

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

**Item 22 continued - Community Supervision & Corrections Department:**

**B. Take all appropriate action to authorize reimbursement in the amount of \$182.12 to Judge Ross Sears for purchase of refreshments provided to Drug Court Staff during training on February 27, 2009. (Fund: CSCD State Funds)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to authorize reimbursement in the amount of \$182.12 to Judge Ross Sears for purchase of refreshments provided to Drug Court Staff during training on February 27, 2009. (Fund: CSCD State Funds)

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

**23. CONSTABLE, PCT. 3: Take all appropriate action on Agreement for Additional Law Enforcement Services between Fort Bend County and Waterview Estates Owner's Association, Inc. effective for a four-month period from June 1, 2009 through September 30, 2009.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Additional Law Enforcement Services between Fort Bend County and Waterview Estates Owner's Association, Inc. effective for a four-month period from June 1, 2009 through September 30, 2009.

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

**24. ENGINEERING:**

**A. Take all appropriate action on First Amendment to Professional Services Agreement between Fort Bend County and Pate Engineers, Inc. for the widening of Old Richmond Road (from West Airport Blvd. to Boss Gaston Road for an amount not to exceed \$24,000 for a total agreement amount of \$209,200.00, Mobility Bond Project #729, Precinct 4.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve First Amendment to Professional Services Agreement between Fort Bend County and Pate Engineers, Inc. for the widening of Old Richmond Road (from West Airport Blvd. to Boss Gaston Road for an amount not to exceed \$24,000 for a total agreement amount of \$209,200.00, Mobility Bond Project #729, Precinct 4.

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

**Item 24 continued - Engineering:**

**B. Take all appropriate action on the Professional Materials Testing Agreement between Fort Bend County and Terracon Consultants, Inc. in an amount not to exceed \$274,824 for Greenbusch Road Improvements (from Katy Flewellen Road to Falcon Landing Blvd.), Phases 1 & 2, Mobility Bond Project #732, Precinct 3.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve Professional Materials Testing Agreement between Fort Bend County and Terracon Consultants, Inc. in an amount not to exceed \$274,824 for Greenbusch Road Improvements (from Katy Flewellen Road to Falcon Landing Blvd.), Phases 1 & 2, Mobility Bond Project #732, Precinct 3.

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

**25. FACILITIES MANAGEMENT & PLANNING: Take all appropriate action on Guaranteed Maximum Price (GMP) Change Order as presented by JE Dunn Construction in the amount of \$58,485,991 for the Fort Bend County Justice Center. (Fund: Facility Bonds)**

Moved by Commissioner Patterson Seconded by Judge Hebert

Duly put and unanimously carried (5-0), it is ordered to approve Guaranteed Maximum Price (GMP) Change Order as presented by JE Dunn Construction in the amount of \$58,485,991 for the Fort Bend County Justice Center. (Fund: Facility Bonds)

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

Commissioner Meyers questioned why only 8% of the vendors were from Fort Bend County. Gilbert Jalomo, Purchasing Agent, Don Brady, Facilities Manager and Roy Cordes, County Attorney answered questions about the contract. Bids will be brought to court for approval. Judge Hebert gave details about the process of creating the Justice Center.

26. **GRANTS ADMINISTRATION:**

**A. Take all appropriate action to assign the Justice Assistance Grant (JAG) Review Committee to review on behalf of Fort Bend County the proposed application for the 2009 Justice Assistance Grant (JAG) in the amount of \$85,043, with no cash match required by Fort Bend County.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to assign the Justice Assistance Grant (JAG) Review Committee to review on behalf of Fort Bend County the proposed application for the 2009 Justice Assistance Grant (JAG) in the amount of \$85,043, with no cash match required by Fort Bend County.

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

Note: Committee members are Judge Susan Lowery, Constable Ruben Davis, Herb Owens, DA Chief Investigator and Dennis McAfee, Sheriff's Office.

**B. Take all appropriate action to set a Public Hearing to receive public comments on how to spend 2009 JAG funds, to be conducted Tuesday, July 7, 2009, at 1:00 p.m. in the Commissioners Courtroom of the Wm. B. Travis Building in Richmond, Texas, and publish notice of hearing on Fort Bend County website.**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to set a Public Hearing to receive public comments on how to spend 2009 JAG funds, to be conducted Tuesday, July 7, 2009, at 1:00 p.m. in the Commissioners Courtroom of the Wm. B. Travis Building in Richmond, Texas, and publish notice of hearing on Fort Bend County website.

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

27. **PARKS DEPARTMENT: Take all appropriate action on Supplemental Agreement No. 1 between Fort Bend County and Galveston District, Corps of Engineers to renew Park and Recreation Lease No. DACW64-1-87-34, Cinco Ranch Park, Buffalo Bayou, and Tributaries Flood Control Project, Barker Dam, Texas, to extend term of the lease until November 30, 2037.**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Supplemental Agreement No. 1 between Fort Bend County and Galveston District, Corps of Engineers to renew Park and Recreation Lease No. DACW64-1-87-34, Cinco Ranch Park, Buffalo Bayou, and Tributaries Flood Control Project, Barker Dam, Texas, to extend term of the lease until November 30, 2037.

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

28. **PURCHASING:**  
**A. Take all appropriate action on Addendum No. 2 to the Software License and Maintenance Agreement between Fort Bend County and Trapeze Software Group, Inc. in the amount of \$10,500 for additional software services. (Fund: Transportation)**

Moved by Commissioner Patterson Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Addendum No. 2 to the Software License and Maintenance Agreement between Fort Bend County and Trapeze Software Group, Inc. in the amount of \$10,500 for additional software services. (Fund: Transportation)

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

- B. Take all appropriate action on the following:**  
**1) Bid #09-067 for the Summer Food Program;**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to award Bid #09-067 for the Summer Food Program to Educational Catering Inc.

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

**Item 28B continued - Purchasing:**

**2) Bid #09-081 for Lime and Gravel Road Material;**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to reject all bids and re-advertise for Bid #09-081 for Lime and Gravel Road Material.

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

**3) Bid #09-082 for Tank Culverts**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to award Bid #09-082 for Tank Culverts to Gateway Pipe & Supply Inc.

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

**29. SHERIFF'S OFFICE:**

**A. Take all appropriate action on request to transfer the amount of \$250,000 from Non-Departmental Contingency into Indigent Health Care, Professional Services, to allocate funds needed for prisoner medical expenses for FY 09.**

Moved by Commissioner Morrison Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$250,000 from Non-Departmental Contingency into Indigent Health Care, Professional Services, to allocate funds needed for prisoner medical expenses for FY 09.

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

**Item 29 continued - Sherriff's Office:**

**B. Take all appropriate action to approve the purchase of two (2) full size automobiles for the Sheriff's Office utilizing the Houston Galveston Area Council contract. (Fund: Sheriff, Narcotics, Capital Acquisitions)**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and carried (4-1), it is ordered to approve the purchase of two (2) full size automobiles for the Sheriff's Office utilizing the Houston Galveston Area Council contract. (Fund: Sheriff, Narcotics, Capital Acquisitions)

Judge Hebert	yes
Commissioner Morrison	yes
Commissioner Prestage	yes
Commissioner Meyers	yes
Commissioner Patterson	no

**30. Approve Bills.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve bills in the amount of \$3,393,415.46.

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

**Recess:**

Recessed at 1:47 p.m.

**31. 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.**

**Medical Subrogation Lien Claim: Luedeke, Kathleen; Date of Incident November 8, 2008.**

**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.**

**Executive Manager Evaluation – Director of Public Transportation.**

**Closed Session:**

Convened at 1:59 p.m.

Adjourned at 2:09 p.m.

**Reconvene:**

Reconvened at 2:11 p.m.

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

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

**Medical Subrogation Lien Claim: Luedeke, Kathleen; Date of Incident November 8, 2008.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve and accept the proposal made by letter dated May 28, 2009 for the settlement of the County Health Care Plan's subrogation lien against the personal injury claims asserted by Kathleen Luedeke (employee coverage) arising from the accident on 11/08/2008.

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

**B. § 551.074. Personnel Matters.**

**Executive Manager Evaluation – Director of Public Transportation.**

Annual review conducted.

**33. Adjournment.**

Commissioners Court adjourned at 2:13 p.m. on Tuesday, June 2, 2009.