

## MINUTES

BE IT REMEMBERED, That on this 14th DAY of SEPTEMBER, 2010, 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
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 1:02 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 September 7, 2010.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the minutes of regular meeting held on September 7, 2010.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

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

Dennis LaRoche, resident of Fairchild and representing many residents of Fairchild, opposes the Parks Youth Ranch.

Commissioner Patterson encouraged folks to become a County Fair Buyer.

**CONSENT AGENDA ITEMS 5 - 14**

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

- A. Sheriff's Office: Hal Knight to New Orleans, Louisiana, September 14, 2010, to extradite prisoner back to Fort Bend County. (Sheriff, Enforcement, Travel)**
- B. Sheriff's Office: Tim Oxley and Jose Hernandez to Madisonville, Tennessee, September 14, 2010, to extradite prisoner back to Fort Bend County. (Sheriff, Enforcement, Travel)**

**6. COUNTY JUDGE:**

**Approve reassignment of County department activities effective October 1, 2010, as follows: Records Management will report to the County Attorney; Grants Management and Mail Center will report to the County Judge.**

**7. COMMISSIONER, PCT. 1:**

**Approve and accept Full Release and Agreement for usage of county property by Scanlan Oaks Elementary School in Sienna Plantation for annual Family Fun Run on December 4, 2010, or rain date of December 11, 2010.**

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

**Auditor: Approve correction to Agenda Item 9 B1 from Commissioners Court meeting of September 7, 2010 to read: transfer in the amount of \$5,314,142 as detailed on the Auditor's form dated September 8, 2010, to amend the budget pursuant to Local Government Code Section 111.0706 and Section 111.0707 and allocate revenue received for various right of way projects.**

**9. DISTRICT ATTORNEY:**

- A. Approve supplemental pay in the amount of \$51.40 bi-weekly for employee of the District Attorney's Office, Position No. 4801-0026 effective September 18, 2010. (Fund: District Attorney, State Asset Forfeiture)**
- B. Accept Grant Award from the Office of the Governor, Criminal Justice Division in the amount of \$73,198 for the Victim Witness Staff Expansion, with a cash match by Fort Bend County in the amount of \$41,323 for a total of \$114,521 for the term of September 1, 2010 through August 31, 2011. (Fund: District Attorney)**

**10. ENGINEERING:**

- A. Approve payment of Invoice No. C3X41400-15 (Pay Estimate No. 15) in the amount of \$9,095.40 to Jacobs Engineering Group, Inc. regarding Katy-Gaston Road (from Cinco Ranch to FM 1093), Mobility Bond Project #733, Precinct 3. (Fund: 2007 Mobility Bonds)**

**Item 10 continued - Engineering:**

- B. Approve payment of Invoice No. 10-273 (Pay Estimate No. 3) in the amount of \$16,200.05 to HVJ Associates, Inc. regarding materials testing for improvements on Katy Flewellen Road, Mobility Bond Project #734, Precinct 3. (Fund: 2007 Mobility Bonds)
- C. Approve payment of Invoice No. 3601 in the amount of \$15,761.25 to Property Acquisition Services (PAS) for various right of way acquisition services within Precincts 1, 2, 3, and 4. (Fund: Right of Way)
- D. Approve release of Cashier's Check #1182601317 in the amount of \$5,000.00 to Sugar Land Vietnamese Church for completion of work on Clodine and Candela Drive, Permit #83751, Precinct 3.
- E. Approve application from Ryland Homes to construct a driveway tie-in onto Oxford Lake Drive, Precinct 1.
- F. Approve application from Verizon Communications to bury cable along Darby Lane, Precinct 1.
- G. Accept the 40 foot Roadway and Utility Easement, and an additional 20 foot Roadway and Utility Easement for Jessie Parker Road in the Four Corners Subdivision, as detailed on County Engineer's letter dated September 2, 2010, Precinct 3.
- H. Accept Jessie Parker Road of the Four Corners Subdivision into County Road Maintenance System: Jessie Parker Road 1,883.87 LF, Precinct 3.
- I. Approve the plat for Hodges Ready Mix, Precinct 1.
- J. Approve the plat for Avenue E Development Replat, a Replat of Reserve B, Sec. 1, Precinct 2.
- K. Approve plat for the roads within Grand Mission, Section 16, Precinct 3.
- L. Approve plat for the lots within Grand Mission, Section 16, Precinct 3.
- M. Approve correction to section number shown on Agenda Item 10 L from Commissioners Court meeting dated September 7, 2010: the Public Hearing for replat of Firethorne Section 19 and Firethorne Section 20; Partial Replat No. 1, Precinct 3, has been set for Tuesday, October 12, 2010, at 1:00 p.m.
- N. Set public hearing for acceptance of the traffic control plan for Jessie Parker Road, Precinct 3. *(Tuesday, October 12, 2010, at 1:00 p.m.)*
- O. Set public hearing for acceptance of the revised traffic control plan to add "No Parking" signs at the intersection of Thompson-Ferry Road at Knights Court, Precinct 4. *(Tuesday, October 12, 2010, at 1:00 p.m.)*
- 11. **FACILITIES MANAGEMENT & PLANNING: The Director of Facilities Management & Planning submits these invoices for approval and payment for projects that have been budgeted and funded by Facility Bonds and/or Capital Projects:**
  - A. Invoice No. 10028732, Invoice No. 10028733, and Invoice No. 10028735 for an amount totaling \$63,920.95, to PGAL for Professional Services regarding the Justice Center;

**Item 11 continued - Facilities Management & Planning:**

- B. Invoice No. GC404-3 in the amount of \$500.00 to Weisser Engineering for Professional Services regarding the Fort Bend County North Annex;**
- C. Pay Application No. 13 in the amount of \$5,423.00 to Crain Zamora LLC., for Construction Services regarding the Missouri City Annex; and**
- D. Pay Application No. Four (4) in the amount of \$21,428.37 to Crain Group, LLC., for Construction Services regarding expansion of the Office of Emergency Management.**

**12. HUMAN RESOURCES:**

**Approve request for withdrawal of 130 hours from the Shared Sick Leave Pool for employee of the Sheriff's Office, Position No. 5601-0426.**

**13. PURCHASING:**

- A. Authorize renewal of employee benefit agreements between Fort County and the following organizations: Boon Chapman; Health First TPA; CompBenefits (Vision); CompBenefits (Dental); Maxor Plus; Unum (long term care); and Unum (long term disability).**
- B. Approve renewal of the public entity liability and property package, excess insurance policies and third party administrator agreements for claims and managed care administration for the policy period of October 1, 2010 through September 30, 2011.**

**14. TAX ASSESSOR/COLLECTOR:**

- A. Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted September 7, 2010, for an amount totaling \$10,101.74 for the Office of Patsy Schultz.**
- B. Approve Increase to the Tax Office change fund from the General Fund to accommodate cash drawers and change fund at the Precinct Three North Annex.**
- C. Record into Minutes the 10/20 Write Off of Property Taxes, pursuant to Texas Property Tax Code Section 33.05, for Fort Bend County General Fund for the Office of Patsy Schultz.**
- D. Record into Minutes the 10/20 Year Write Off of Property Taxes pursuant to Texas Property Tax Code Section 33.05, for Fort Bend County Lateral Road and Flood Control District for the Office of Patsy Schultz.**

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Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 5 - 14.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**15. COUNTY JUDGE:**

**A. Take all appropriate action on First Amendment to the Agreement Among Fort Bend Flood Control Water Supply Corporation and Fort Bend County, Texas and Fort Bend County Drainage District.**

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve First Amendment to the Agreement Among Fort Bend Flood Control Water Supply Corporation and Fort Bend County, Texas and Fort Bend County Drainage District.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**B. Take all appropriate action on Resolution Approving Issuance of Fort Bend Flood Control Water Supply Corporation Revenue Refunding Bonds, Series 2010, Levying and Pledging a Tax for the Payment Thereof; and Containing Other Provisions Relating to the Subject.**

Moved by Commissioner Meyers Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to approve Resolution Approving Issuance of Fort Bend Flood Control Water Supply Corporation Revenue Refunding Bonds, Series 2010, Levying and Pledging a Tax for the Payment Thereof; and Containing Other Provisions Relating to the Subject.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**16. COMMISSIONER, PCT. 1:**

**A. Take all appropriate action on request by MKM Engineers, Inc. to waive penalty and interest totaling \$3,273.81 on property taxes for Tax Year 2009, Precinct 1.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to deny request by MKM Engineers, Inc. to waive penalty and interest totaling \$3,273.81 on property taxes for Tax Year 2009, Precinct 1.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**Item 16 continued - Commissioner Pct. 1:**

**B. Take all appropriate action on request by Richard Pickar to waive penalty and interest totaling \$849.92 on property taxes for Tax Year 2009, Precinct 1.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to authorize request by Richard Pickar to waive penalty and interest totaling \$849.92 on property taxes for Tax Year 2009, Precinct 1.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**17. AUDITOR:**

**Take all appropriate action on request to transfer the amount of \$710,000 from Non-Departmental Contingency as detailed on Auditor's form dated September 7, 2010, to allocate funds for indigent defense expenditures through September 30, 2010.**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$710,000 from Non-Departmental Contingency as detailed on Auditor's form dated September 7, 2010, to allocate funds for indigent defense expenditures through September 30, 2010.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**18. COMMUNITY DEVELOPMENT:**

- A. Take all appropriate action on Modification of Neighborhood Stabilization Program (NSP) Agreement between Fort Bend County and Fort Bend Community Revitalization Projects (CORPS), to increase the amount from \$300,000 to \$416,370, and authorize County Judge to sign all documents pertaining to agreement. (Fund: NSP)**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Modification of Neighborhood Stabilization Program (NSP) Agreement between Fort Bend County and Fort Bend Community Revitalization Projects (CORPS), to increase the amount from \$300,000 to \$416,370, and authorize County Judge to sign all documents pertaining to agreement. (Fund: NSP)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

- B. Take all appropriate action on Agreement between Fort Bend County and The Arc of Fort Bend County in the amount of \$170,000 to purchase a foreclosed home as a primary residence for program clients, and authorize County Judge to sign all documents pertaining to the agreement, which is part of the FY 2008 Amendment approved by Commissioners Court on November 25, 2008. (Fund: Neighborhood Stabilization Program)**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and carried (4-0-1), it is ordered to approve Agreement between Fort Bend County and The Arc of Fort Bend County in the amount of \$170,000 to purchase a foreclosed home as a primary residence for program clients, and authorize County Judge to sign all documents pertaining to the agreement, which is part of the FY 2008 Amendment approved by Commissioners Court on November 25, 2008. (Fund: Neighborhood Stabilization Program)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	abstain

**Item 18 continued - Community Development:**

- C. **Take all appropriate action on Agreement between Fort Bend County and Parks Youth Ranch, Inc. in the amount of \$22,215 for shelter operations, as part of the FY 2008 Consolidated Plan approved by Commissioners Court on July, 1, 2008. (Fund: Emergency Shelter Grant)**

Moved by Commissioner Prestage Seconded by Commissioner Patterson

Duly put and carried (4-1), it is ordered to approve Agreement between Fort Bend County and Parks Youth Ranch, Inc. in the amount of \$22,215 for shelter operations, as part of the FY 2008 Consolidated Plan approved by Commissioners Court on July, 1, 2008. (Fund: Emergency Shelter Grant)

Judge Hebert	Yes
Commissioner Morrison	No
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**19. ENGINEERING:**

**Take all appropriate action to authorize payment by Invoice Transmittal in the amount of \$48,315.00 to the Estate of Joe C. Wessendorff for fence construction and clearing and disposal of trees on Williams Way Boulevard without a purchase order, Precinct 1. (Fund: Right of Way)**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$48,315.00 to the Estate of Joe C. Wessendorff for fence construction and clearing and disposal of trees on Williams Way Boulevard without a purchase order, Precinct 1. (Fund: Right of Way)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes



**20. FACILITIES MANAGEMENT & PLANNING:**

**Take all appropriate action on Change Order No. 6 to the Agreement between Fort Bend County and Crain Group, LLC., to increase the amount by \$6,879.73 for Construction Services regarding the Missouri City Annex, for a total contract amount not to exceed \$3,441,151.29. (Fund: Facility Bond Project)**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Change Order No. 6 to the Agreement between Fort Bend County and Crain Group, LLC., to increase the amount by \$6,879.73 for Construction Services regarding the Missouri City Annex, for a total contract amount not to exceed \$3,441,151.29. (Fund: Facility Bond Project)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**21. HUMAN RESOURCES:**

**Take all appropriate action on addition to Employee Information Manual, Section 615, Social Media.**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve addition to Employee Information Manual, Section 615, Social Media.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**22. MENTAL HEALTH PUBLIC DEFENDER'S OFFICE:**

**Take all appropriate action on the Agreement between Fort Bend County and George Mason University on behalf of The Spangenberg Project in the amount of \$78,171 for a program evaluation of the Mental Health Public Defender Office. (Fund: Indigent Defense Discretionary Grant Program)**

Moved by Commissioner Meyers Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve the Agreement between Fort Bend County and George Mason University on behalf of The Spangenberg Project in the amount of \$78,171 for a program evaluation of the Mental Health Public Defender Office. Fund: Indigent Defense Discretionary Grant Program)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**23. PURCHASING:**

**A. Take all appropriate action on the renewal of software licensing and maintenance from SHI Government Solutions utilizing Department of Information Resources (DIR) Contract DIR-SDD-1034, for an amount not to exceed \$49,977.15.(Fund:Information Technology,Fees)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the renewal of software licensing and maintenance from SHI Government Solutions utilizing Department of Information Resources (DIR) Contract DIR-SDD-1034, for an amount not to exceed \$49,977.15. (Fund: Information Technology, Fees)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**B. Take all appropriate action on request for price decrease from Century Asphalt pursuant to Bid #10-058 for earthen type road materials.**

Moved by Commissioner Patterson Seconded by Commissioner Prestage

Duly put and carried (4-1), it is ordered to approve price decrease from Century Asphalt (Rosenberg plant only) pursuant to Bid #10-058 for earthen type road materials.

Judge Hebert	Yes
Commissioner Morrison	No
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**Item 23 continued - Purchasing:**

- C. Take all appropriate action on the Construction Agreement between Fort Bend County and E. E. Reed Construction, L.P., in the amount of \$6,227,369 pursuant to RFP #10-102, for construction of the University Branch Library. (Fund: Facility Bond Project)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve the Construction Agreement between Fort Bend County and E. E. Reed Construction, L.P., in the amount of \$6,227,369 pursuant to RFP #10-102, for construction of the University Branch Library. (Fund: Facility Bond Project)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Note: Groundbreaking for library is September 29 at 9:00 a.m.

- D. Take all appropriate action to add fire alarm monitoring for the North Annex from Casteel pursuant to Bid #10-028, in an amount not to exceed \$29.25 month. (Fund: Facilities Management & Planning)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to add fire alarm monitoring for the North Annex from Casteel pursuant to Bid #10-028, in an amount not to exceed \$29.25 month. (Fund: Facilities Management & Planning)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

- E. Take all appropriate action to add fire alarm inspection for the parking garage from Royal Protection pursuant to Bid #10-028, for an amount not to exceed \$250. (Fund: Facilities Management & Planning)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to add fire alarm inspection for the parking garage from Royal Protection pursuant to Bid #10-028, for an amount not to exceed \$250. (Fund: Facilities Management & Planning)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**Item 23 continued - Purchasing:**

- F. Take all appropriate action to add annual standpipe system inspection for the parking garage from Casteel pursuant to Bid #10-028 for an amount not to exceed \$225. (Fund: Facilities Management & Planning)**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to add annual standpipe system inspection for the parking garage from Casteel pursuant to Bid #10-028 for an amount not to exceed \$225. (Fund: Facilities Management & Planning)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

- G. Take all appropriate action on Bid #11-011 for weed, brush and insect control chemicals.**

Moved by Commissioner Patterson Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to award Bid #11-011 for weed, brush and insect control chemicals to low bidder per item.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Note: Item #3 had a 4 way tie, vendor names were placed in an envelope and Judge Hebert drew Adapco. Item #4 had a 4 way tie, vendor names were placed in an envelope and Judge Hebert drew Clark. Item #40 had a 2 way tie, Judge Hebert flipped a coin and Corp Products won.

- H. Take all appropriate action on Third Amendment to Agreement between Fort Bend County and Fort Bend Regional Council on Substance Abuse, Inc., Inc. for Tobacco Prevention and Control Programs in the amount of \$132,466.95 pursuant to RFP #08-052. (Fund: Tobacco Prevention & Control Grant)**

Moved by Commissioner Patterson Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to approve Third Amendment to Agreement between Fort Bend County and Fort Bend Regional Council on Substance Abuse, Inc., Inc. for Tobacco Prevention and Control Programs in the amount of \$132,466.95 pursuant to RFP #08-052. (Fund: Tobacco Prevention & Control Grant)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**24. ROAD & BRIDGE:**

**Take all appropriate action on Change Order #1 in the amount of \$5,914.35 to Statewide Traffic Signal Company for additional services requested pursuant to Bid #10-042, Traffic Signalization for Trammel Fresno at Teal Bend/Chimney Rock and Trammel Fresno at Winfield Lakes/Liberty Square Trail. (Fund: Road & Bridge)**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Change Order #1 in the amount of \$5,914.35 to Statewide Traffic Signal Company for additional services requested pursuant to Bid #10-042, Traffic Signalization for Trammel Fresno at Teal Bend/Chimney Rock and Trammel Fresno at Winfield Lakes/Liberty Square Trail. (Fund: Road & Bridge)

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**25. 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 \$4,239,825.32.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**26. Authorize County Auditor to pay and release time-sensitive bills on September 23, 2010, to be ratified by Commissioners Court on September 28, 2010.**

Moved by Commissioner Morrison Seconded by Commissioner Prestage

Duly put and unanimously carried (5-0), it is ordered to authorize County Auditor to pay and release time-sensitive bills on September 23, 2010, to be ratified by Commissioners Court on September 28, 2010.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

**Recess:**

Recessed at 1:43 p.m.

27. **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.

**Iron Mountain Agreement.**

**Closed Session:**

Convened at 1:55 p.m.

Adjourned at 2:04 p.m.

**Reconvene:**

Reconvened at 2:07 p.m.

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

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

**Iron Mountain Agreement.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize County Judge to execute all necessary documents to settle dispute related to iron Mountain Agreement in an amount not to exceed \$30,900.00.

Judge Hebert	Yes
Commissioner Morrison	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

29. **Adjournment.**

Commissioners Court adjourned at 2:08 p.m. on Tuesday, September 13, 2010.