

IN THE MATTER OF TRANSFERRING OF BUDGET SURPLUS OF FORT BEND COUNTY  
FOR THE YEAR 2012

On this the 6 day of March 2011, the Commissioners' Court, with the following members being 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

The following proceedings were had, to-wit,

THAT WHEREAS, theretofore, on September 20, 2011, the Court heard and approved the budget for the year 2012 for Fort Bend County; and

WHEREAS, on proper application, the Commissioners' Court has transferred an existing budget surplus to a budget of a similar kind and fund. The transfer does not increase the total of the budget.

The following transfers to said budget are hereby authorized:

Department Name: COUNTY ATTORNEY Accounting Unit: 100475100

**TRANSFER TO:**

ACCOUNT NAME	ACCOUNT NUMBER	AMOUNT
<u>FEES</u>	<u>63000</u>	<u>\$ 50,000</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
<b>TOTAL TRANSFERRED TO:</b>		<b><u>\$ 50,000</u></b>

**TRANSFER FROM:**

ACCOUNT NAME	ACCOUNT NUMBER	AMOUNT
<u>CONTINGENCY</u>	<u>100409100-66500</u>	<u>\$ 50,000</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
<b>TOTAL TRANSFERRED FROM:</b>		<b><u>\$ 50,000</u></b>

**EXPLANATION:** Litigation expenses regarding Civil Action No. 11-CV-00887

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Department Head: *Raymond Cordes* Date: 13-Mar-12

\*\*\* USE WHOLE DOLLAR AMOUNTS ONLY \*\*\*

THE COUNTY OF FORT BEND  
BY: *Robert E. Hebert*  
Robert E. Hebert, County Judge

<input type="checkbox"/>	GL Transfer
<input type="checkbox"/>	AC Transfer

*PH*

March 6, 2012

**Recess:**

Recessed at 1:17 p.m.

25. **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.**

**Civil Action No. 11-CV-00887; William Butera v. Fort Bend County, Texas; In the United States District Court for the Southern District of Texas, Houston Division.**

**Closed Session:**

Convened at 1:29 p.m.  
Adjourned at 1:38 p.m.

**Reconvene:**

Reconvened at 1:42 p.m.

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

**§ 551.071. Consultation With Attorney.**

**Civil Action No. 11-CV-00887; William Butera v. Fort Bend County, Texas; In the United States District Court for the Southern District of Texas, Houston Division.**

Moved by Commissioner Morrison Seconded by Commissioner Meyers

Duly put and unanimously carried (5-0), it is ordered to authorize County Attorney to incur litigation expenses with Ahmad Zavitsanos Anaipakos Alavi Mensing in an amount not to exceed \$50,000.00 to assist in defending in Civil Action No. 11-CV-00887; William Butera v. Fort Bend County, Texas; In the United States District Court for the Southern District of Texas, Houston Division and to transfer funds from contingency into County Attorney budget for fees and services.

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

27. **Adjournment.**

Commissioners Court adjourned at 1:43 p.m. on Tuesday, March 6, 2012.