

MINUTES

BE IT REMEMBERED, That on this 9TH DAY of SEPTEMBER, 2014, 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 Andy Meyers.

Invocation and Pledge of Allegiance by Commissioner Andy Meyers.

3. Approve minutes of regular meeting held on September 2, 2014.

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 2, 2014.

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

4. Public Comments regarding the Agenda and Announcements.

No public comments or announcements.

5. PUBLIC HEARINGS: 1:00 p.m.

A. Conduct Public Hearing on the Proposed FY 2015 Budget for Fort Bend County, pursuant to Texas Local Government Code § 111.067.

Public hearing held. No public comments.

See item 19D for court action.

B. Conduct Public Hearings and take all appropriate action on the following matters:

- 1. Acceptance of the traffic control plan for Winfield Lakes, Sec. 18, Precinct 2.**
- 2. Acceptance of the revised traffic control plan for Harlem Road, Precinct 3 and Precinct 4.**

Public hearing held. No public comments.

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve agenda item 5B 1 & 2.

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

CONSENT AGENDA ITEMS 6 - 17

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

Sheriff's Office : S. Soland, M. Gremen, and F. Turner to, Monterey, California, October 12-16, 2014, to attend Crisis Intervention Team International Conference. (Fund: 1115 Waiver)

7. COMMISSIONER, PCT. 3:

- A. Approve renewal of Interlocal Agreement For Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 130, with services to be provided by the Sheriff's Office through September 30, 2015.**
- B. Approve renewal of Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Pecan Grove Municipal Utility District, with services to be provided by the Sheriff's Office effective through September 30, 2015.**

8. BUDGET & FINANCE/BUDGET TRANSFERS:

- A. Constable, Pct. 2 : Approve transfer in the amount of \$720 from Information Technology into Rental to allocate additional funds necessary for lease of space at the 7133 West Fuqua station through September 30, 2014.**
- B. Facilities Maintenance : Approve transfer in the amount of \$63,359 as detailed on Auditor's form dated September 3, 2014 to allocate funds for roof repairs at Gordon Ranch into project account for work to be completed after September 30, 2014.**

Item 8 continued - Budget & Finance/Budget Transfers:

- C. **Sheriff's Office - Enforcement : Approve transfer in the amount of \$4,000 from Information Technology into Travel to allocate additional funds required for training.**
- D. **Sheriff's Office - Gus George Law Enforcement Academy : Approve transfer in the amount of \$2,850 from Property & Equipment into Capital Acquisitions to allocate funds for custom wrap on recruiting vehicle into correct account for expenditure.**
- 9. **ENGINEERING:**
 - A. **Approve payment of Invoice No. 4661 in the amount of \$6,722.50 to PAS Property Acquisition Services, LLC for right-of-way services regarding Mobility Bond Projects within Precincts 1, 2, 3 and 4. (Fund: Right of Way)**
 - B. **Approve payment of Invoice No. 814042 in the amount of \$12,450.00 to Klotz Associates for administrative support regarding Mobility Bond Projects within Precincts 1, 2, 3 and 4. (Fund: 2007 Mobility Bonds)**
 - C. **Approve payment of Invoice No. 14-07-024 (sequence no. 11) in the amount of \$1,620.00 to Kelly R. Kaluza & Associates, Inc. regarding Golfview Drive, Mobility Bond Project No. 709, Precinct 1. (Fund: 2007 Mobility Bonds)**
 - D. **Approve payment of Invoice No. 7679 (sequence no. 43) in the amount of \$4,323.62 to Othon, Inc. regarding Williams Way Boulevard, Mobility Bond Project No. 747, Precinct 1. (Fund: 2007 Mobility Bonds)**
 - E. **Approve payment of Invoice No. 459301/29/II in the amount of \$75,099.19 to Dannenbaum Engineering Corporation regarding FM 1093, Mobility Bond Project No. 748, Precinct 3. (Fund: 2007 Mobility Bonds)**
 - F. **Approve application from AT&T Texas to bury cable along Meadow Ranch Parkway, Pct 4.**
 - G. **Approve application from Devon Street Homes to construct a driveway tie-in onto Quill Rush Way, Precinct 4.**
 - H. **Approve application from Phonoscope Enterprise Group to bore under and bury conduit and fiber optic cable along Commercial Center Boulevard and Cinco Ranch Boulevard, Pct. 3.**
 - I. **Approve application from Comcast, LLC. to bore under and restore new coax cable along Hundred Bridge Lane and Lake Woodbridge Drive, Precinct 4.**
 - J. **Approve application from Comcast, LLC to bore under and restore new coax cable along Maple Downs Lane and West Airport Boulevard, Precinct 4.**
 - K. **Approve application from Centerpoint Entex to bore under and bury a 2-inch plastic gas line along Holmes Road and Dewberry Lane, Precinct 3.**
 - L. **Approve the plat for Lakehead Lane and Reserves, Precinct 3.**
 - M. **Approve the plat for Grand Mission Retail Plaza, Precinct 3.**

Item 9 continued - Engineering:

- N. Approve plat for the roads within Camellia, Sec. 1, Precinct 3.
 - O. Approve plat for the lots within Camellia, Sec. 1, Precinct 3.
 - P. Approve plat for the roads within River's Edge, Section Fifteen-A, Precinct 1.
 - Q. Approve plat for the lots within River's Edge, Section Fifteen-A, Precinct 1.
 - R. Set public hearing for FFG Capital, being a replat of Restricted Reserve "A" of Firethorne Commercial Reserve "A" Replat of Firethorne Sec. 7 Partial Replat, Precinct 3. *(Tuesday, October 14, 2014, at 1:00 p.m.)*
10. **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 Bond and/or Capital Projects:
- A. Invoice No. 20140319 in the amount of \$296,442.00 to Wallis Concrete, LLC for the construction of a Pre-Fabricated Restroom Facility for the Fairgrounds;
 - B. Invoice No. 170-10673-002-2 in the amount of \$38,080.00 to Lockwood, Andrews & Newnam, Inc., for design services regarding the combined heat and power plant (CHP) for the Jail.
11. **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 Board meeting held on August 20, 2014, and makes the following recommendations to Commissioners Court:
- A. Approve engagement letter for Sandersen Knox & Co., LLP to conduct the Fort Bend County Toll Road Authority audit for fiscal year end September 30, 2014.
 - B. Approve Resolution by the Fort Bend County Toll Road Authority Regarding Bill Payment Processing.
12. **FORT BEND GRAND PARKWAY TOLL ROAD AUTHORITY:** The Board of Directors of the Fort Bend Grand Parkway Toll Road Authority (GPTRA) reviewed this item at their regular meeting held on August 20, 2014, and makes the following recommendation to Commissioners Court:
- A. Approve engagement letter for Sandersen Knox & Co., LLP to conduct the Grand Parkway Toll Road Authority audit for fiscal year end September 30, 2014.
 - B. Approve Resolution by the Grand Parkway Toll Road Authority Regarding Bill Payment Processing.
13. **HUMAN RESOURCES:**
- Approve request for withdrawal of 64 hours from the Shared Sick Leave Pool for employee of the Drainage District, Position No. 6201-0049.

14. OFFICE OF EMERGENCY MANAGEMENT:

Approve and sign the revised FY 2012 Grant Adjustment Notice (GAN) between Fort Bend County and the State of Texas Department of Public Safety which will close out the Urban Area Security Initiative (UASI) grant project for the FY 2012 Grant Performance period.

15. PURCHASING:

Authorize advertising for request for proposals for renovations to the Bud O'Shieles Community Center.

16. SHERIFF'S OFFICE:

A. Approve renewal of Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 30 effective through September 30, 2015.

B. Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and Sienna Plantation Residential Association, Inc. effective through Sept. 30, 2015.

17. TAX ASSESSOR/COLLECTOR:

Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on September 3, 2014, for an amount totaling \$3,607.77 for the Office of Patsy Schultz.

Moved by Commissioner Patterson, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 6 - 17.

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

18. COUNTY JUDGE:

Take all appropriate action on the Third Amendment to Tax Abatement Agreement between Fort Bend County and CLB, Inc. to include additional improvements.

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve the Third Amendment to Tax Abatement Agreement between Fort Bend County and CLB, Inc. to include additional improvements.

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

19. BUDGET & FINANCE:

A. Take all appropriate action on FY 2015 Proposed Positions for Fort Bend County.

Moved by Commissioner Meyers, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to adopt the list dated September 9, 2014 and approve FY 2015 Proposed Positions for Fort Bend County.

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

B. Take all appropriate action to set the FY 2015 Salaries for Elected Officials of Fort Bend County, pursuant to Texas Local Government Code Sec 152.011.

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to set the FY 2015 Salaries for Elected Officials of Fort Bend County, as listed by the Budget Office, pursuant to Texas Local Government Code Sec 152.011.

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

C. Take all appropriate action to adopt the 2014 Tax Rate for Fort Bend County, and take a record vote, pursuant to Property Tax Code 26.05, as follows:

Proposed General Fund Tax Rate:	\$0.37826
Proposed Road & Bridge Fund Tax Rate:	\$0.02850
Proposed Interest & Sinking Fund Tax Rate:	\$0.06660 *
Total Proposed Tax Rate:	\$0.47276

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0) by a verbal vote, it is ordered that the property tax rate be increased by the adoption of a tax rate of \$0.472760, which is effectively a 3.22% increase in the tax rate.

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

* Note: entry error - correct Proposed Interest & Sinking Fund Tax Rate is \$0.06600.

Commissioner Meyers stated that the actual tax rate has been decreased by 1.2 cents and taxes paid on a \$100,000 home will have a reduction of \$12.00.

Item 19 continued - Budget & Finance:

D. Take all appropriate action on the FY 2015 Budget for Fort Bend County, and take a record vote, pursuant to Texas Local Government Code Sec 111.068.

Moved by Commissioner Prestage, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to approve changes 1-8 & 15 on list dated September 8, 2014 on the FY 2015 Budget for Fort Bend County.

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

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and carried (4-1), it is ordered to approve changes 9 - 14 on list dated September 8, 2014 on the FY 2015 Budget for Fort Bend County.

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

Moved by Commissioner Patterson, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0) by a verbal vote, it is ordered to approve the modified FY 2015 Budget for Fort Bend County for a total budget of \$290,235,481.

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

20. CONSTABLE, PCT. 2:

Take all appropriate action on request to transfer the amount of \$4,500 from Non-Departmental Contingency into Constable, Pct. 2, Rental, to allocate additional funds necessary for the lease of office space at 7133 West Fuqua, through September 30, 2014.

Moved by Commissioner Prestage, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$4,500 from Non-Departmental Contingency into Constable, Pct. 2, Rental, to allocate additional funds necessary for the lease of office space at 7133 West Fuqua, through September 30, 2014.

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

21. FAIRGROUNDS:

- A. Take all appropriate action on First Amendment to Master Agreement between Fort Bend County and Fort Bend County Fair Association to permit the City of Rosenberg to host a Centennial Event at the Fairgrounds in September for the Rosenberg Fire Department.**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve First Amendment to Master Agreement between Fort Bend County and Fort Bend County Fair Association to permit the City of Rosenberg to host a Centennial Event at the Fairgrounds in September for the Rosenberg Fire Department.

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

- B. Take all appropriate action on Special Event Agreement for Use of Fort Bend County Fairgrounds between Fort Bend County and City of Rosenberg for the City to host the Rosenberg Fire Department Centennial Celebration at the Fairgrounds on Sept. 13, 2014.**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Special Event Agreement for Use of Fort Bend County Fairgrounds between Fort Bend County and City of Rosenberg for the City to host the Rosenberg Fire Department Centennial Celebration at the Fairgrounds on September 13, 2014.

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

Judge Hebert explained that the Fair Association reserves the fairgrounds for the month of September and made arrangements to accommodate the Rosenberg Fire Department.

22. PURCHASING:

- A. Take all appropriate action on request to donate surplus property, specifically one (1) pickup truck L048, in lieu of previously offered Unit K019, and one (1) light bar to Pecan Grove Volunteer Fire Department, pursuant to Texas Local Govt. Code Section 352.002.**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to donate surplus property, specifically one (1) pickup truck L048, in lieu of previously offered Unit K019, and one (1) light bar to Pecan Grove Volunteer Fire Department, pursuant to Texas Local Govt. Code Sect. 352.002.

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

Item 22 continued - Purchasing:

B. Take all appropriate action on SOQ 14-053 for design/build of Fairgrounds storage building.

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to enter into contract negotiations with Bass Construction on SOQ 14-053 for design/build of Fairgrounds storage building.

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

C. Take all appropriate action to award additional item pursuant to Bid 15-014, Term Contract for Weed, Brush and Insect Control Materials: Item #37, 10 pound containers.

Note: Two vendors bid the same price and Judge Hebert drew the name from an envelope.

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to award Bid 15-014, Term Contract for Weed, Brush and Insect Control Materials : Item #37, 10 pound containers to Winfield Solutions.

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

D. Take all appropriate action on Bid 14-062, the Traffic Signalization Project at Falcon Landing Boulevard and Spring Green Boulevard.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to award Bid 14-062, the Traffic Signalization Project at Falcon Landing Boulevard and Spring Green Boulevard to Traffic Systems Construction for \$253,253.00.

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

Judge Hebert commented that when he came into office in 2003, the county didn't have any traffic signals.

Item 22 continued - Purchasing:

E. Take all appropriate action on Bid 14-066 a sealed bid sale of real property: Stafford Run Creek drainage watershed.

Moved by Commissioner Prestage, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to award Bid 14-066 a sealed bid sale of real property: Stafford Run Creek drainage watershed to BAPS Houston for \$1,800,001.00.

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

F. Take all appropriate action on 4th Addendum to Agreement between Fort Bend County and Jesse A. Reed III, Ph.D., d/b/a Aware/Aware, Inc., for a total contract amount not to exceed \$32,450 to provide psychological services through September 30, 2014. (Fund: Sheriff, Enforcement)

Moved by Commissioner Meyers, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to approve 4th Addendum to Agreement between Fort Bend County and Jesse A. Reed III, Ph.D., d/b/a Aware/Aware, Inc., for a total contract amount not to exceed \$32,450 to provide psychological services through September 30, 2014. (Fund: Sheriff, Detention)

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

G. Take all appropriate action on request from The Tree House for price increase pursuant to Bid 14-011, a Term Contract for toner and ink cartridges.

Moved by Commissioner Meyers, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to approve request from The Tree House for price increase of 9 - 14% pursuant to Bid 14-011, a Term Contract for toner and ink cartridges.

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

Item 22 continued - Purchasing:

H. Take all appropriate action on Bid 15-012, a Term Contract for Trade Books.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to award Bid 15-012, a Term Contract for Trade Books to Baker & Taylor, Inc.

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

I. Take all appropriate action on Bid 15-001, a Term Contract for High Demand Books.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to award Bid 15-001, a Term Contract for High Demand Books to Ingram Library Services.

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

23. SHERIFF'S OFFICE:

A. Take all appropriate action on request to authorize payment by Invoice Transmittal in the amount of \$175.00 to Collision Clinic Towing for tow services provided without a purchase order. (Fund: Sheriff, Enforcement, Fees)

Moved by Commissioner Meyers, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$175.00 to Collision Clinic Towing for tow services provided without a purchase order. (Fund: Sheriff, Enforcement, Fees)

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

Item 23 continued - Sheriff's Office:

- B. Take all appropriate action on request to authorize payment by Invoice Transmittal in the amount of \$130.00 to Anthony Franks for towing service provided without a purchase order. (Fund: Sheriff, Enforcement, Fees)**

Moved by Commissioner Meyers, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to authorize payment by Invoice Transmittal in the amount of \$130.00 to Anthony Franks for towing service provided without a purchase order. (Fund: Sheriff, Enforcement, Fees)

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

- C. Take all appropriate action on Interlocal Agreement between Fort Bend County and First Colony Levee Improvement District No 2 for use of the County's Public Safety Radio System.**

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 First Colony Levee Improvement District No 2 for use of the County's Public Safety Radio System.

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

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 \$5,512,308.30.

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

- 25. Authorize County Auditor to pay and release time-sensitive bills on September 18, 2014, to be ratified by Commissioners Court on September 23, 2014.**

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 18, 2014, to be ratified by Commissioners Court on September 23, 2014.

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

Recess:

Recessed at 1:28 p.m.

- 26. 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.**
- 1. Christian Galvin, D/B/A St. Christina's EMS Assignee of Sabrina Loya vs. Fort Bend County Employee Medical Benefit Plan and Boon-Chapman Benefit Administrators, Inc. Case No. 13-DCV-045728 in the 240th Judicial District Court of Fort Bend County, Texas.**
 - 2. Medical Subrogation Claim of Melba Pyka - Right of Reimbursement for benefits paid. County Attorney file #13-SUB-009.**
 - 3. Harold Mathis vs. Fort Bend County, Texas; Case No. 14-DCV-213284 in the 400th Judicial District Court of Fort Bend County, Texas.**
- 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.**

Annual Evaluation - Fire Marshal.

Closed Session:

Convened at 1:36 p.m.
Adjourned at 2:06 p.m.

Reconvene:

Reconvened at 2:08 p.m.

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

A. § 551.071. Consultation With Attorney.

- 1. Christian Galvin, D/B/A St. Christina's EMS Assignee of Sabrina Loya vs. Fort Bend County Employee Medical Benefit Plan and Boon-Chapman Benefit Administrators, Inc. Case No. 13-DCV-045728 in the 240th Judicial District Court of Fort Bend County, Texas.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to incur litigation expenses in an amount not to exceed \$5,000.00.

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

- 2. Medical Subrogation Claim of Melba Pyka - Right of Reimbursement for benefits paid. County Attorney file #13-SUB-009.**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to negotiate the complete terms and provisions for the full and final settlement of Medical Subrogation Claim of Melba Pyka - Right of Reimbursement for benefits paid and also authorize the County Judge to execute and deliver the Settlement Agreement recommended for approval by the County Attorney.

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

- 3. Harold Mathis vs. Fort Bend County, Texas; Case No. 14-DCV-213284 in the 400th Judicial District Court of Fort Bend County, Texas.**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to authorize the County Attorney to incur litigation expenses in an amount not to exceed \$7,000.00.

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

B. § 551.074. Personnel Matters.

Annual Evaluation - Fire Marshal.

Annual review conducted.

September 9, 2014

28. Adjournment.

Commissioners Court adjourned at 2:10 p.m. on Tuesday, September 9, 2014.