

MINUTES

BE IT REMEMBERED, That on this 6TH DAY of OCTOBER, 2015, 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
LINDA WILLIS FOR LAURA RICHARD	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 Pledges of Allegiance by Commissioner Andy Meyers.**

Invocation and Pledges of Allegiance by Commissioner Andy Meyers.

3. **Approve minutes of Public Hearings held on September 21, 2015, and regular meetings held on September 22, 2015.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson

Duly put and unanimously carried (5-0), it is ordered to approve the minutes of Public Hearings held on September 21, 2015, and regular meetings held on September 22, 2015.

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

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

Judge Hebert recognized Michael Biasini, David Goodrum, and Dr. Diana Levine who were recently awarded the Presidential Volunteer Service Award for the level of Lifetime Achievement. These volunteers have assisted our Office of Emergency Management in crucial situations over the last seven years including the recent flood event back in May/June of this year.

Judge Hebert presented a proclamation to AgriLife 4-H agents Angela Bosier and Justin Saenz proclaiming October 5-11 as National 4-H Week. Also on hand to present thank you baskets to the Court were 4-H members Hunter Bean, Katie Hyde, Kayla Kaeser, Sheridan Reid, and Maci Rubesh.

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

A. **Conduct Public Hearing on the creation of Fort Bend County Reinvestment Zone No. 17 for tax abatement purposes pursuant to Sections 312.201 and 312.401 of the Texas Property Tax Code.**

Public hearing held.

Jack Belt of the Greater Fort Bend Economic Development Council spoke in favor of creating Reinvestment Zone 17.

No action.

B. **Conduct Public Hearing and take all appropriate action on Replat: Westheimer Lakes North Commercial Reserve Replat No. 1, Precinct 3.**

C. **Conduct Public Hearing and take all appropriate action on Replat: Crossing at Cinco Ranch Partial Replat No 1, Precinct 3.**

Public hearing held. No public comments.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve 5 B and C.

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

CONSENT AGENDA ITEMS 6 - 26:

6. **OUT-OF-STATE TRAVEL: Record into Minutes the out-of-state travel for elected official:**

A. **Constable, Pct. 2: Constable Ruben Davis to Chicago, Illinois, October 23-28, 2015, to attend the International Association of Chiefs of Police Conference. (Fund: Constable, Pct. 2, Travel)**

Item 6 continued - Out-of-State Travel:

- B. **Constable, Pct. 2: Constable Ruben Davis to Washington, D. C, July 10-16, 2016, to attend the National Organization of Black Law Enforcement Executives Conference. (Fund: Constable, Pct. 2, Travel)**

- 7. **OUT-OF-STATE TRAVEL: Approve out-of-state travel requests for County personnel:**
 - A. **Constable, Pct. 2: Rodney Pentecost to Chicago, Illinois, October 23-28, 2015, to attend the International Association of Chiefs of Police Conference. (Fund: Constable, Pct. 2, Travel)**

 - B. **Constable, Pct. 2: Rodney Pentecost to Washington, D. C, July 10-16, 2016, to attend the National Organization of Black Law Enforcement Executives Conference. (Fund: Constable, Pct. 2, Travel)**

- 8. **COUNTY JUDGE:**
 - A. **Approve renewal of Agreement between Fort Bend County and the Fort Bend County Museum Association for historical services in the amount of \$100,000 and the Addendum Regarding DeWalt Heritage Center in the amount of \$25,000 effective through September 30, 2016. (Fund: Non-Departmental, Fees)**

 - B. **Approve renewal of Crisis Intervention Team Occupancy Agreement between Texana Center and Fort Bend County at no cost to the County effective through September 30, 2016.**

 - C. **Approve renewal of the Consultant Agreement between Fort Bend County and Hicks-Richardson Associates in the amount of \$42,000 for professional services regarding federal legislative issues through September 30, 2016. (Fund: Non-Departmental Fees)**

 - D. **Approve renewal of Agreement between Fort Bend County and the FBC Heritage Unlimited Museum in the amount of \$25,000 effective through September 30, 2016. (Fund: Non-Departmental, Fees)**

- 9. **COMMISSIONER, PCT. 1:**
 - A. **Approve Second Amendment to Agreement between Fort Bend County and Fresno Volunteer Fire Department to provide additional funding in the amount of \$37,418 for fire protection services in the Fresno/Arcola area for the 2015-2016 contract year, utilizing revenue received from BFI tipping fees. (Fund: Fresno/Arcola Projects)**

 - B. **Approve payment of Invoice No. 430-06 in the amount of \$88,996.29 to Transportation Economics & Management System, Inc. for professional services regarding the Highway 36 Corridor Rail Study. (Fund: Hwy 36 Corridor Project)**

10. **COMMISSIONER, PCT. 3:**

Approve the appointment of Nicole M. Johnson to Fort Bend County Children's Protective Services Welfare Board of Directors for a term effective November 1, 2015 through October 31, 2018.

11. **BUDGET TRANSFERS:**

- A. **Community Supervision & Corrections Department: Approve FY 2015 transfer in the amount of \$760 from Office Supplies into Information Technology to allocate funds for the purchase of a new scanner.**
- B. **Facilities Management & Planning: Approve FY 2016 transfer in the amount of \$475,000 as detailed on Director's form dated September 30, 2015, to allocate funds within the Capital Improvement Project into specific activity for the upgrades to Security System at the Justice Center.**
- C. **Health & Human Services - Veterans Services: Approve FY 2015 transfer in the amount of \$35 from Office Supplies into Information Technology to allocate funds into correct account for the purchase of wireless mouse.**
- D. **Vehicle Maintenance - Fleet Equipment: Approve FY 2015 transfer in the amount of \$168,217 as detailed on Budget Director's form dated September 29, 2015 to allocate funds for vehicle upfitting (\$100,560) and to equip four reserve vehicles maintained for availability by the Vehicle Maintenance Department.**

Pulled

12. **CONSTABLE, PCT. 1:**

Approve renewal of Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 23 and Fort Bend County Municipal Utility District No. 24, effective through September 30, 2016.

13. **CONSTABLE, PCT. 2:**

- A. **Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and Briargate Community Improvement Association effective through September 30, 2016.**
- B. **Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and Quail Bridge Community Improvement Association effective through September 30, 2016.**

14. **CONSTABLE, PCT. 4:**

Approve renewal of Interlocal Agreement for Additional Law Enforcement Services between Fort Bend County and Fort Bend County Municipal Utility District No. 115, 128, 129, 149 effective through September 30, 2016.

15. **ENGINEERING - PAYMENTS FOR ONGOING PROJECTS:**

- A. **Approve payment of Invoice No. 10570 in the amount of \$28,544.94 to IDC, Inc. for professional engineering services regarding Crabb River Road, Mobility Bond Project No. X28, Precinct 1. (Fund: 2007 Mobility Bonds)**
- B. **Approve payment of Invoice No. 10540 in the amount of \$37,401.70 to IDC, Inc. for professional engineering services regarding Sansbury Boulevard, Mobility Bond Project No. 13111, Precinct 1. (Fund: 2013 Mobility Bonds)**
- C. **Approve payment of Invoice No. 3 in the amount of \$119,757.00 to Gunda Corporation for professional engineering services regarding Humphrey Way, Mobility Bond Project No. X9, Precinct 1. (Fund: 2007 Mobility Bonds)**
- D. **Approve payment of Invoice No. 8 in the amount of \$262,390.50 to Hassell Construction Co., Inc. for construction services regarding Golfview Drive, Mobility Bond Project No. 709, Precinct 1. (Fund: 2007 Mobility Bonds)**
- E. **Approve payment of Invoice No. 779-002-02 in the amount of \$22,471.65 to TSC Engineering for professional engineering services regarding Crossover Road, Mobility Bond Project No. 13307, Precinct 3. (Fund: 2013 Mobility Bonds)**
- F. **Approve payment of Invoice No. 1 in the amount of \$28,500.00 to HJ Consulting, Inc. for professional engineering services regarding Willie Melton Boulevard, Mobility Bond Project No. 13115, Precinct 1. (Fund: 2013 Mobility Bonds)**
- G. **Approve payment of Invoice No. 8 in the amount of \$529,783.90 to Allgood Construction Co., Inc. for construction services regarding Brand Lane, Mobility Bond Project No. 718/769, Precinct 2. (Fund: 2007 Mobility Bonds)**
- H. **Approve payment of Invoice No. 15-08-010 in the amount of \$2,546.00 to Kelly R. Kaluza & Associates, Inc. for professional engineering services regarding Golfview Drive, Mobility Bond Project No. 709, Precinct 1. (Fund: 2007 Mobility Bonds)**
- I. **Approve payment of Invoice No. 15-08-009 in the amount of \$11,027.00 to Kelly R. Kaluza & Associates, Inc. for professional engineering services regarding Williams Way, Mobility Bond Project No. 747, Precinct 1. (Fund: 2007 Mobility Bonds)**
- J. **Approve payment of Invoice No. 00387148 in the amount of \$998.50 to PSI, Inc. for construction materials testing services regarding Williams Way, Mobility Bond Project No. 747, Precinct 1. (Fund: 2007 Mobility Bonds)**

Item 15 continued - Engineering - Payments for ongoing Projects:

- K. **Approve payment of Invoice No. 25629 in the amount of \$660.00 to Terra Associates, Inc. for professional engineering services regarding Sansbury Boulevard, Mobility Bond Project No. 13111, Precinct 1. (Fund: 2013 Mobility Bonds)**
 - L. **Approve payment of Invoice No. 815002 in the amount of \$83,903.67 to Klotz Associates, Inc. for project management services regarding 2013 Mobility Bond Projects within Precincts 1, 2, 3 and 4. (Fund: 2013 Mobility Bonds)**
 - M. **Approve payment of Invoice No. 00182808 in the amount of \$352.68 to Bio-West, Inc. for environmental services regarding 2013 Mobility Bond Projects within Precincts 1, 2, 3 and 4. (Fund: 2013 Mobility Bonds)**
 - N. **Approve payment of Invoice No. 00182807 in the amount of \$1,403.79 to Bio-West, Inc. for environmental services regarding 2013 Mobility Bond Projects within Precincts 1, 2, 3 and 4. (Fund: 2013 Mobility Bonds)**
 - O. **Approve payment of Invoice No. 00182806 in the amount of \$5,716.96 to Bio-West, Inc. for environmental services regarding 2013 Mobility Bond Projects within Precincts 1, 2, 3 and 4. (Fund: 2013 Mobility Bonds)**
 - P. **Approve payment of Invoice No. KCE08king02 in the amount of \$29,517.75 to KC United, Inc. for professional engineering services regarding Emmanuel King Road, Mobility Bond Project No. X26, Precinct 1. (Fund: 2007 Mobility Bonds)**
 - Q. **Approve payment of Invoice No. 1015001 in the amount of \$14,700.00 to Doucet & Associates for professional engineering services regarding Braxton Road, Mobility Bond Project No. 13116, Precinct 1. (Fund: 2013 Mobility Bonds)**
16. **ENGINEERING - PERMITS:**
- A. **Approve application from D. L. Elliott Enterprises, Inc. to bury a waterline on Riverwood Drive, Permit No. 2015-3208, Precinct 1.**
 - B. **Approve application from Comcast of Houston, LLC / Jier, LLC to bore under and bury cable along Sienna Parkway at 27 Waters Lake Blvd, Permit No. 2015-3255, Precinct 1.**
 - C. **Approve application from Devon Street Homes to construct a driveway on 7030 Belle Meadow Lane, Permit No. 2015-3122, Precinct 1.**
 - D. **Approve application from Devon Street Homes to construct a driveway on 28114 Hawkeye Ridge Lane, Permit No. 2015-3121, Precinct 3.**

Item 16 continued - Engineering - Permits:

- E. **Approve application from Reddico Construction Co., Inc. to bore under and bury a waterline along Evergreen Street, South Post Oak Blvd, California, West Dallas, Kentucky St, West Houston, W Main, Spruce, Elm, Mimosa, Maple, Hickory and additional streets for Freshwater Supply District Phase II, Permit No. 2015-3224, Pct 1.**
 - F. **Approve application from Cruz Tec, Inc. to bury a waterline, sanitary sewer and storm drain on 9423 Spring Green Boulevard, Permit No. 2015-3120, Precinct 3.**
 - G. **Approve application from Devon Street Homes to construct a driveway on 614 Orlandis Lane, Permit No. 2015-3204, Precinct 1.**
 - H. **Approve release of performance bond #TX 880801 in the amount of \$5,000.00 to HPI Construction Co., Inc for completion of work on Winding Waters Lane and Lake Riverstone Drive, Permit No. 84703, Precinct 4.**
 - I. **Approve release of performance bond #327010491 in the amount of \$20,000.00 to Gulf South Pipeline Company, LP for completion of work on Buffalo Bayou, Permit No. 84106, Precinct 3.**
 - J. **Approve release of performance bond # CMB-12657-00 in the amount of \$5,000.00 to Mercury Homes / Castlerock Communities, LP for completion of work on Silver Crown Court, Permit No. 84638, Precinct 3.**
 - K. **Approve release of performance bond # CMB-12568-00 in the amount of \$5,000.00 to Mercury Homes / Castlerock Communities, LP for completion of work on Lakeview Meadow Drive, Permit No. 84639, Precinct 1.**
17. **ENGINEERING - PLATS, DEVELOPMENT RELATED ACTIVITY:**
- A. **Accept the streets in Lakemont Lake Bend, Section 1: Ivy Bush Bend Lane 610.26 LF, and Barton Hollow Lane 799.51 LF for a total of 1,409.77 LF, and release bond #929501248 in the amount of \$92,680.00, Precinct 3.**
 - B. **Accept the streets in Creekstone Village at Riverstone, Section 7 Phase 1: Pearl Pass Lane 320.00 LF, Sydney Park Lane 897.00 LF, and Lone Rock Lane 393.00 LF, for a total of 1,610.00 LF, and release bond #MNT91000046 in the amount of \$112,700.00, Precinct 4.**
 - C. **Release bond #MNT9118228 in the amount of \$325,360.00 for Avalon at Riverstone, Section 6. The streets are private and will be maintained by the Homeowners Association, Pct 4.**
 - D. **Accept the street in Aliana Brannock Avenue and Reserve: Brannock Avenue 965.78 LF, and release bond #456434S in the amount of \$67,605.00, Precinct 4.**

Item 17 continued - Engineering - Plats, Development Related Activity:

- E. **Set public hearing for acceptance of the traffic control plan for Lakemont Lake Bend, Section 1, Precinct 3. *(Tuesday, November 3, 2015, at 1:00 p.m.)***
- F. **Set public hearing for acceptance of the traffic control plan for Creekstone Village at Riverstone, Section 7 Phase 1, Precinct 4. *(Tuesday, November 3, 2015, at 1:00 p.m.)***
- G. **Set public hearing for acceptance of the traffic control plan for Aliana Brannock Avenue and Reserve, Precinct 4. *(Tuesday, November 3, 2015, at 1:00 p.m.)***
- H. **Set public hearing for replat: Kormex Foods on Orchid Ridge Lane, Precinct 2. *(Tuesday, November 10, 2015, at 1:00 p.m.)***
- I. **Approve the plat for Irby Cobb Boulevard Street Dedication No. Two, Precinct 1.**
- J. **Approve the plat for Tamarron Remote Water Well, Precinct 3.**
- K. **Approve the plat for Westheimer Lakes North Commercial Reserve Replat No. 1, Precinct 3.**
- L. **Approve the plat for Crossing at Cinco Ranch Partial Replat No 1, Precinct 3.**
- M. **Approve plat for the roads within Trails of Katy, Sec. 3, Precinct 3.**
- N. **Approve plat for the lots within Trails of Katy, Sec. 3, Precinct 3.**
- O. **Approve plat for the roads within Rivers Mist, Section Three, Precinct 1.**
- P. **Approve plat for the lots within Rivers Mist, Section Three, Precinct 1.**
- Q. **Approve plat for the roads within Kingdom Heights, Section Three, Precinct 1.**
- R. **Approve plat for the lots within Kingdom Heights, Section Three, Precinct 1.**
- S. **Approve plat for the roads within Williams Ranch, Sec. 1, Precinct 1.**
- T. **Approve plat for the lots within Williams Ranch, Sec. 1, Precinct 1.**
- U. **Approve plat for the roads within Grand Vista, Sec. 15, Precinct 2.**
- V. **Approve plat for the lots within Grand Vista, Sec. 15, Precinct 2.**

18. **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. **Pay Application No. 14-016 006 in the amount of \$193,056.10 to Bass Construction Co., Inc., for construction services regarding the new office building and addition to the Bud O'Shieles Community Center;**
 - B. **Invoice No. 170-10673-002-10 in the amount of \$20,772.40 to Lockwood, Andrews, & Newnam, Inc., for professional services regarding redesign of the combined heat and power plant (CHP) for the Jail;**
 - C. **Invoice No. 002R in the amount of \$10,860.60 to Sustaita Architects for Architectural Services regarding Four Corners Community Service Center (to be reimbursed by Fort Bend County Assistance District No. 6).**

19. **HEALTH & HUMAN SERVICES:**
 - A. **Approve First Amendment to Agreement for Colonoscopy Services between Fort Bend County and Greater Houston Gastroenterology (formerly Richmond Gastroenterology Associates) in the amount of \$41,250 effective through September 30, 2016. (Fund: 1115 Waiver)**
 - B. **Emergency Medical Service: Approve renewal of Agreement between Fort Bend County and Benjamin E. Oei, M.D. to serve as Medical Director of Fort Bend County Emergency Medical Service effective through September 30, 2016. (Fund: Emergency Medical Service, Fees)**

20. **JUVENILE PROBATION & DETENTION**

Accept grant funds from the Office of the Governor, Criminal Justice Division, for the Transitions Work/Study Program: Educational Readiness in the amount of \$46,231, Grant # 2556003 with no cash match effective September 1, 2015 through August 31, 2016, and authorize County Judge designee to electronically accept the award.

21. **LIBRARY:**
 - A. **Approve FY 2016 budget for the Sienna Branch Library prepared by the Sienna Library Operations Committee according to the Fort Bend County/Houston Community College System Library Cost Sharing/Joint Use Agreement, which is a component of Fort Bend County Libraries overall FY 2016 budget.**
 - B. **Approve renewal of Agreement between Fort Bend County and Coin Copier for the use of thirty-six copiers and a networked barcode scanner system utilized at the Fort Bend County Libraries effective October 1, 2015 through September 30, 2018.**

22. **PARKS & RECREATION:**

- A. **Approval Renewal Agreement for Programs between Fort Bend County and the YMCA of Greater Houston (including Fort Bend Branches) to provide outreach services as follows effective through September 30, 2016: Mustang Community Center in the amount of \$30,100; Beasley Elementary School in the amount of \$35,000; Barbara Jordan Community Center in the amount of \$35,000. (Fund: Parks Department)**

- B. **Approval Renewal Agreement for Programs between Fort Bend County and the Boys and Girls Clubs of Greater Houston, Inc. to provide outreach services as follows effective through September 30, 2016: Fifth Street Community Center in the amount of \$140,000; Richmond-Rosenberg Community Center in the amount of \$125,000. (Fund: Parks Department)**

23. **PURCHASING:**

- A. **Authorize advertising for proposals for background verification services.**

Pulled

- B. **Authorize advertising for proposals for Employee Compensation Consulting Services.**

24. **RISK MANAGEMENT:**

Approve the Fort Bend County Employee Benefit Plan election under 42 U.S.C. §300gg-21 to be exempt from requirements of the Health Insurance Portability and Accountability Act of 1996 (HIPAA), for the plan year beginning January 1, 2016 through December 31, 2016.

25. **ROAD & BRIDGE:**

Approve payment of Invoice No. 1523 in the amount of \$12,111.75 to EPIC Transportation Group, LP for engineering services regarding ADA improvements to three intersections along Cinco Ranch Boulevard, Pct. 3. (Fund: Road & Bridge)

26. **SHERIFF'S OFFICE:**

Approve renewal of Interlocal Agreement between Fort Bend County and City of Weston Lakes for Use of the County's Public Radio System effective through September 30, 2016.

Moved by Commissioner Meyers, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to approve consent agenda items 6 - 26; excepting items 11D and 23A.

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

Items 11D and 23A pulled.

27. **COUNTY JUDGE:**

- A. **Take all appropriate action on Resolution Nominating Candidate(s) for a Position on the Board of Directors of the Fort Bend Central Appraisal District for a term of office through December 31, 2017.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve Resolution Nominating Candidate(s) Jim Kij, Paul Stamatias, Al Abramczyk, and Rhonda Zacharias for a Position on the Board of Directors of the Fort Bend Central Appraisal District for a term of office through December 31, 2017.

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

Item 27 continued - County Judge:

Commissioner Patterson asked if one of the County Commissioners could legally serve on the board.

Glen Whitehead, Chief Appraiser, Fort Bend Central Appraisal District, stated under the statute, Commissioners can serve on the Board of Directors, as well as, school board members. Commissioners can be a part of the governing body as an elected official and as a servant.

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to nominate Sam R. Mayson, Sr.

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

Judge Hebert noted the court placed all five names into nomination and it is up to the various entities to vote based on their weighted votes.

B. Take all appropriate action to consider change in the regular meeting schedule for Commissioners Court during the month of December, 2015, to meet December 1, 8, and 15, 2015.

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve change in the regular meeting schedule for Commissioners Court during the month of December, 2015, to meet December 1, 8, and 15, 2015.

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

28. **COMMISSIONER, PCT. 1:**

Take all appropriate action on Agreement between Fort Bend County and Fort Bend Seniors Meals on Wheels & Much, Much More in an amount not to exceed \$10,000 to provide meals and perform services for senior citizens at a location within Fort Bend County. (Fund: Non-Departmental Fees)

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Agreement between Fort Bend County and Fort Bend Seniors Meals on Wheels & Much, Much More in an amount not to exceed \$10,000 to provide meals and perform services for senior citizens at a location within Fort Bend County. (Fund: Non-Departmental Fees)

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

29. **COMMISSIONER, PCT. 2:**

Take all appropriate action on request by Tom Abraham, on behalf of Zoya Enterprises, to waive penalty, interest and collection fees totaling \$939.61 on property taxes for Tax Years 2013 and 2014, Precinct 2.

Moved by Commissioner Prestage, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to deny request by Tom Abraham, on behalf of Zoya Enterprises, to waive penalty, interest and collection fees totaling \$939.61 on property taxes for Tax Years 2013 and 2014, Precinct 2.

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

Commissioner Prestage stated there were no errors made on the part of the Tax Office or CAD; therefore, the penalty and interest for Tax Years 2013 and 2014 is denied.

30. **COMMISSIONER, PCT. 4:**

Take all appropriate action on request by Haumed Kafi to waive penalty, interest and collection fees totaling \$4,562.19 on property taxes for Tax Year 2014, Precinct 4.

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to deny request by Haumed Kafi to waive penalty, interest and collection fees totaling \$4,562.19 on property taxes for Tax Year 2014, Precinct 4.

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

Commissioner Patterson stated there were no errors made on the part of the Tax Office or CAD; therefore, the penalty and interest for Tax Year 2014 is denied.

31. **COMMUNITY DEVELOPMENT:**

Take all appropriate action on the following agreements between Fort Bend County and U.S. Department of Housing and Urban Development (HUD) for FY 2015 funding, all of which are part of the FY 2015 Consolidated Plan approved by Commissioners Court on July 14, 2015, and authorize County Judge to sign all documents pertaining to the Agreements;

- **Community Development Block Grant (CDBG) in the amount of \$2,222,391;**
- **HOME Investment Partnerships (HOME) in the amount of \$436,211; and**
- **Emergency Solutions Grant (ESG) in the amount of \$195,277.**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve the following agreements between Fort Bend County and U.S. Department of Housing and Urban Development (HUD) for FY 2015 funding, all of which are part of the FY 2015 Consolidated Plan approved by Commissioners Court on July 14, 2015, and authorize County Judge to sign all documents pertaining to the Agreements;

- Community Development Block Grant (CDBG) in the amount of \$2,222,391;
- HOME Investment Partnerships (HOME) in the amount of \$436,211; and
- Emergency Solutions Grant (ESG) in the amount of \$195,277.

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

32. **ENGINEERING:**

- A. **Take all appropriate action on request for road closure of Katy Flewellen Road, from Saratoga Heights Lane to Cinco Trace/Spring Green Blvd., during construction, pursuant to Section 251.011 of the Texas Transportation Code, closure from October 7, 2015, Pct. 3.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve road closure of Katy Flewellen Road, from Saratoga Heights Lane to Cinco Trace/Spring Green Blvd., during construction, pursuant to Section 251.011 of the Texas Transportation Code, closure from October 7, 2015, Pct. 3.

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

- B. **Take all appropriate action on Agreement to Contribute Right of Way Funds between Texas Department of Transportation and Fort Bend County in an amount not to exceed \$160,000 regarding FM 2234 at FM 521, 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 approve Agreement to Contribute Right of Way Funds between Texas Department of Transportation and Fort Bend County in an amount not to exceed \$160,000 regarding FM 2234 at FM 521, Precinct 1.
(Fund: Right of Way)

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

- C. **Take all appropriate action to accept a certain 0.3053 acre tract of land for right of way dedication of Skinner Road, conveyed by Donation Deed from LM Development, LP to Fort Bend County, Texas and; record same in Official Public Records, Precinct 3.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to accept a certain 0.3053 acre tract of land for right of way dedication of Skinner Road, conveyed by Donation Deed from LM Development, LP to Fort Bend County, Texas and; record same in Official Public Records, Precinct 3.

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

- D. **Take all appropriate action to accept a certain 0.186 acre tract of land for right of way dedication of Harvest Garden Boulevard (Harvest Green Dev.), conveyed by Donation Deed from Grand Parkway 1358 LP to Fort Bend County, Texas and; record same in Official Public Records; Pct. 4.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
 Duly put and unanimously carried (5-0), it is ordered to accept a certain 0.186 acre tract of land for right of way dedication of Harvest Garden Boulevard (Harvest Green Dev.), conveyed by Donation Deed from Grand Parkway 1358 LP to Fort Bend County, Texas and; record same in Official Public Records; Pct. 4.

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

33. **HEALTH & HUMAN SERVICES:**

- A. **Emergency Medical Service: Take all appropriate action on request to transfer the amount of \$25,208 from FY 2015 Non-Departmental Contingency into Fleet Equipment to allocate additional funds necessary for replacement and upfitting of vehicle that was damaged beyond repair (Unit #R037).**

Moved by Commissioner Meyers, Seconded by Commissioner Morrison
 Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$25,208 from FY 2015 Non-Departmental Contingency into Fleet Equipment to allocate additional funds necessary for replacement and upfitting of vehicle that was damaged beyond repair (Unit #R037).

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

Commissioner Patterson questioned why these funds are coming from 2015 Non-Departmental Contingency.

Ed Sturdivant, County Auditor, noted the vehicles are project vehicles and are not just single purchase and out the door they go. Therefore, based on timing, the funds are live beyond 2015 and the vehicles are being put with the equipment that is already in place to upfit them.

Pamela Gubbels, Director of Finance & Investments, clarified the vehicle is the fifth reserve vehicle at the vehicle maintenance center where it will be upfitted and will be sent to EMS.

Item 33 continued - Health & Human Services:

B. Emergency Medical Service: Take all appropriate action on Cooperation Agreement between First Responder Organizations Providing Basic Life Support between Fort Bend County and Northeast Fort Bend County Volunteer Fire Department.

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Cooperation Agreement between First Responder Organizations Providing Basic Life Support between Fort Bend County and Northeast Fort Bend County Volunteer Fire Department.

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

Commissioner Patterson asked Graig Temple to clarify this agreement.

Graig Temple, Chief of EMS, explained that EMS is in the process of updating several of the First Responder Organization agreements. This agreement from Northeast has expired and could not be renewed until placed on the agenda.

C. Social Services: Take all appropriate action on request to apply to United Way of Greater Houston for 2016 Veteran Services Grant, requesting \$40,000 in grant funds to provide services to Women Veterans in a collaborative effort between Fort Bend County and Katy Christian Ministries, with no cash match required by Fort Bend County.

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve request to apply to United Way of Greater Houston for 2016 Veteran Services Grant, requesting \$40,000 in grant funds to provide services to Women Veterans in a collaborative effort between Fort Bend County and Katy Christian Ministries, with no cash match required by Fort Bend County.

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

34. **PARKS & RECREATION:**

Take all appropriate action on the Revocable License Agreement between Fresno Gators and Fort Bend County regarding the use of Mustang Park for youth sporting activities until September 1, 2018, or unless terminated sooner pursuant to the terms of this Agreement.

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Revocable License Agreement between Fresno Gators and Fort Bend County regarding the use of Mustang Park for youth sporting activities until September 1, 2018, or unless terminated sooner pursuant to the terms of this Agreement.

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

35. **PUBLIC TRANSPORTATION:**

- A. **Take all appropriate action on Modification No. 5 to the Interagency Agreement between Fort Bend County and the Metropolitan Transit Authority (METRO) for Job Access/Reverse Commute and New Freedom Project, accepting an additional award of \$745,138 in federal funds, with \$426,140 in local match. (Fund: Public Transportation, Grant Allocation)**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Modification No. 5 to the Interagency Agreement between Fort Bend County and the Metropolitan Transit Authority (METRO) for Job Access/Reverse Commute and New Freedom Project, accepting an additional award of \$745,138 in federal funds, with \$426,140 in local match. (Fund: Public Transportation, Grant Allocation)

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

Item 35 continued - Public Transportation:

- B. **Take all appropriate action on request for FY 2015 transfer in the amount of \$2,303,840 as detailed on Director's form dated September 30, 2015, to allocate local match required for Modification No. 5 to the Interagency Agreement with METRO, and to allocate the County's FY 2015 match for Public Transportation Map 21 mitigation plan.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve FY 2015 transfer in the amount of \$2,303,840 as detailed on Director's form dated September 30, 2015, to allocate local match required for Modification No. 5 to the Interagency Agreement with METRO, and to allocate the County's FY 2015 match for Public Transportation Map 21 mitigation plan.

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

36. **PURCHASING:**

- A. **Take all appropriate action on request to purchase 2016 vehicles for various County departments, as detailed on list presented by Purchasing Agent pursuant to Bid 15-028.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to purchase 2016 vehicles for various County departments, as detailed on list presented by Purchasing Agent pursuant to Bid 15-028, which includes the 2015 renewed bids and the purchase of Fusions and trucks from Helfman Ford as listed in the report given to the commissioners.

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

Item 36 continued - Purchasing:

B. Take all appropriate action on Bid 16-024 for the purchase of vehicles, and authorize the purchase of vehicles for various County departments, as detailed on list presented by Purchasing Agent.

Moved by Commissioner Morrison, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to invoke a 3% local vendor preference; according to the tabulation, for vehicles 1, 2, 11, 16 & 18.

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

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to award bid 16-024 to the following:
Classic Chevrolet - vehicles 1-8, 12, 13, and 16.
Helfman Ford - vehicles 9-11, 14, 15, 17, 19-21, and 24.
Helfman Dodge - vehicle 18.
Grande Truck Center - vehicles 22 and 23 which did not have the 3%.

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

Moved by Commissioner Meyers, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to purchase vehicles pursuant to 2016 Vehicle Order Bid 16-024, with the list of vehicles posted on AgendaLink which had the following two corrections made: Constable Precinct 2 Tahoe will get three Tahoes; two replacements, one addition. The request for the fourth Tahoe has been deleted. Juvenile had two Tahoes, listed as additions and should be listed as replacements.

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

Item 36 continued - Purchasing:

- C. **Take all appropriate action on Agreement for Regional Emergency Public Information Site Development between Fort Bend County and Resource Data, Inc., pursuant to RFP 15-087, for an amount not to exceed \$194,000. (Fund: Office of Emergency Management, Grant)**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Regional Emergency Public Information Site Development between Fort Bend County and Resource Data, Inc., pursuant to RFP 15-087, for an amount not to exceed \$194,000. (Fund: Office of Emergency Management, Grant)

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

- D. **Take all appropriate action on Bid 16-025, term contract for Children's Books from a Local Vendor.**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to award Bid 16-025, term contract for Children's Books to Southwest Books of Stafford at a 35% discount.

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

- E. **Take all appropriate action on recommendation to renew CompBenefits Insurance Company, a subsidiary of Humana, as Fort Bend County's Group Vision Insurance and DHMO Dental Plan provider, and to accept the premium rates submitted for Plan Year 2016 to become effective January 1, 2016.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve, as presented noting there is no change to the premiums, recommendation to renew CompBenefits Insurance Company, a subsidiary of Humana, as Fort Bend County's Group Vision Insurance and DHMO Dental Plan provider, and to accept the premium rates submitted for Plan Year 2016 to become effective January 1, 2016.

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

Item 36 continued - Purchasing:

- F. **Take all appropriate action on recommendation to renew Unum as Fort Bend County's Group Long Term Care, Long Term Disability and Voluntary Life/Accidental Death and Dismemberment plan provider and to accept the premium rates submitted for Plan Year 2016 to become effective January 1, 2016.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve, as presented noting there is no change in premiums, recommendation to renew Unum as Fort Bend County's Group Long Term Care, Long Term Disability and Voluntary Life/Accidental Death and Dismemberment plan provider and to accept the premium rates submitted for Plan Year 2016 to become effective January 1, 2016.

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

- G. **Take all appropriate action on request for price increase by Durwood Greene Construction Company, pursuant to Bid 15-049, term contract for Concrete Curbs and Gutters.**

Moved by Commissioner Morrison, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve price increase of 13.68%, which is allowed by the contract, by Durwood Greene Construction Company, pursuant to Bid 15-049, term contract for Concrete Curbs and Gutters.

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

Item 36 continued - Purchasing:

- H. **Take all appropriate action on Second Amendment to Agreement for Professional Engineering Services between Fort Bend County and Gunda Corporation, LLC to increase the scope of services by \$103,500 for a total contract amount not to exceed \$629,827.60 regarding Humphrey Way, pursuant to SOQ 13-053, Mobility Bond Project No. X9, Precinct 1. (Fund: 2007 Mobility Bonds)**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Second Amendment to Agreement for Professional Engineering Services between Fort Bend County and Gunda Corporation, LLC to increase the scope of services by \$103,500 for a total contract amount not to exceed \$629,827.60 regarding Humphrey Way, pursuant to SOQ 13-053, Mobility Bond Project No. X9, Precinct 1. (Fund: 2007 Mobility Bonds)

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

- I. **Take all appropriate action on Second Amendment to Agreement for Professional Environmental Services between Fort Bend County and Berg-Oliver Associates, Inc. in an additional amount not to exceed \$121,856 for a total contract amount of \$160,826, pursuant to SOQ 14-025, regarding Doris Road, Mobility Bond Project No. 13105, Precinct 1. (Fund: 2013 Mobility Bonds)**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Second Amendment to Agreement for Professional Environmental Services between Fort Bend County and Berg-Oliver Associates, Inc. in an additional amount not to exceed \$121,856 for a total contract amount of \$160,826, pursuant to SOQ 14-025, regarding Doris Road, Mobility Bond Project No. 13105, Precinct 1. (Fund: 2013 Mobility Bonds)

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

Item 36 continued - Purchasing:

- J. **Take all appropriate action on Agreement for Professional Engineering Services between Fort Bend County and Van De Wiele & Vogler, Inc. in an amount not to exceed \$75,522 pursuant to SOQ 14-025 regarding Powerline Road, Mobility Bond Project No. 13110, Precinct 1. (Fund: 2013 Mobility Bonds)**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Professional Engineering Services between Fort Bend County and Van De Wiele & Vogler, Inc. in an amount not to exceed \$75,522 pursuant to SOQ 14-025 regarding Powerline Road, Mobility Bond Project No. 13110, Precinct 1. (Fund: 2013 Mobility Bonds)

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

- K. **Take all appropriate action on Amendment to Agreement for Professional Environmental Services between Fort Bend County and SWCA Environmental Consultants, pursuant to SOQ 14-025, to increase the scope of services by \$43,100 for a total contract amount not to exceed \$78,946 regarding Bellaire Boulevard, Mobility Bond Project No. 13202, Precinct 2. (Fund: 2013 Mobility Bonds)**

Moved by Commissioner Prestage, Seconded by Commissioner Morrison
Duly put and unanimously carried (5-0), it is ordered to approve Amendment to Agreement for Professional Environmental Services between Fort Bend County and SWCA Environmental Consultants, pursuant to SOQ 14-025, to increase the scope of services by \$43,100 for a total contract amount not to exceed \$78,946 regarding Bellaire Boulevard, Mobility Bond Project No. 13202, Precinct 2. (Fund: 2013 Mobility Bonds)

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

Item 36 continued - Purchasing:

- L. **Take all appropriate action on Agreement for Professional Engineering Services between Fort Bend County and Amani Engineering, Inc. in an amount not to exceed \$425,286, pursuant to SOQ 14-025, regarding South Post Oak, Mobility Bond Project No. 13112, Precinct 1. (Fund: 2013 Mobility Bonds)**

Moved by Commissioner Morrison, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Professional Engineering Services between Fort Bend County and Amani Engineering, Inc. in an amount not to exceed \$425,286, pursuant to SOQ 14-025, regarding South Post Oak, Mobility Bond Project No. 13112, Precinct 1. (Fund: 2013 Mobility Bonds)

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

37. **SHERIFF'S OFFICE:**

- A. **Take all appropriate action on Interlocal Agreement between Fort Bend County and Fort Bend County Emergency Services District No. 5 for Use of the County's Public Radio System effective through September 30, 2016.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve Interlocal Agreement between Fort Bend County and Fort Bend County Emergency Services District No. 5 for Use of the County's Public Radio System effective through September 30, 2016.

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

Item 37 continued - Sheriff's Office:

- B. **Take all appropriate action on First Amendment to Professional Services Agreement for Intelligence Analysts between Fort Bend County and MVM, Inc., to provide intelligence analyst services as a contractor under the High Intensity Drug Trafficking Area Program (HIDTA) for the period of October 1, 2015 through September 30, 2016. (Fund: HIDTA Grant)**

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 for Intelligence Analysts between Fort Bend County and MVM, Inc., to provide intelligence analyst services as a contractor under the High Intensity Drug Trafficking Area Program (HIDTA) for the period of October 1, 2015 through September 30, 2016. (Fund: HIDTA Grant)

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

38. **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 \$11,117,868.44.

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

39. **Ratify the release of time sensitive payments by County Auditor on September 24, 2015.**

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 payments on September 24, 2015 in the amount of \$529,890.63.

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

Recess:

Recessed at 1:42 p.m.

40. **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.

- A. **Harold Mathis vs. Fort Bend County, Texas; Case No. 14-DCV-213284 in the 400th Judicial District Court of Fort Bend County, Texas.**
- B. **Potential Litigation regarding Volkswagen Group of America, Inc.; Audi of America, LLC.**

Closed Session:

Convened at 2:02 p.m.

Adjourned at 2:33 p.m.

Reconvene:

Reconvened at 2:39 p.m.

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

§ 551.071. Consultation With Attorney.

A. **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 Meyers
Duly put and unanimously carried (5-0), it is moved to authorize the County Attorney to incur additional litigation expenses not to exceed Fifty Thousand and 00/100 (\$50,000.00).

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

B. **Potential Litigation regarding Volkswagen Group of America, Inc.; Audi of America, LLC.**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is moved to authorize litigation and for the County Attorney to negotiate contingent fee agreement with law firms to serve as special counsel in connection with a lawsuit against Volkswagen Group of America, Inc.; Audi of America, LLC; et al; and authorize the County Judge to sign such contingent fee agreement upon negotiation by the County Attorney.

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

Judge Hebert asked if funding should be authorized now or if it should be done in another motion.

Marcus Spencer, First Assistant County Attorney, suggested pulling the funds out of the County Attorneys expenses, but a funding source could be named now since we have the opportunity to do so.

Judge Hebert recommended authorizing funds at another meeting.

Commissioner Patterson asked if this authorizes the court to move forward with filing the lawsuit.

Marcus Spencer confirmed it does authorize litigation and allows negotiation with several law firms moving forward.

42. **Adjournment.**

Commissioners Court adjourned at 2:42 p.m. on Tuesday, October 6, 2015.

