

APPROVAL OF MINUTES
COMMISSIONERS COURT
FORT BEND COUNTY

I, Laura Richard, duly elected County Clerk and Clerk of Court, Fort Bend County, Texas do hereby submit the Official Minutes of Commissioners Court held on the 5th day of December, 2017.



LAURA RICHARD, COUNTY CLERK

Now, therefore, be it resolved upon the motion of Commissioner Meyers seconded by Commissioner Patterson, duly put and carried, it is ordered to accept as presented for record the attached minutes approved on this the 12th day of December, 2017.



ROBERT E. HEBERT, COUNTY JUDGE

MINUTES

BE IT REMEMBERED, That on this 5TH DAY of DECEMBER, 2017, Commissioners Court of Fort Bend County, Texas, met at a regular meeting with the following present:

ROBERT E. HEBERT	COUNTY JUDGE
VINCENT MORALES	COMMISSIONER PRECINCT 1
GRADY PRESTAGE	COMMISSIONER PRECINCT 2
ANDY MEYERS	COMMISSIONER PRECINCT 3
JAMES PATTERSON	COMMISSIONER PRECINCT 4
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 James Patterson.**

Invocation and Pledges of Allegiance by Commissioner James Patterson.

3. **Approve minutes of regular meeting held on November 28, 2017.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve minutes of regular meeting held on November 28, 2017.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

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

No public comments.

Judge Hebert announced the Christmas tree lighting will be held at 2:15 p.m. today and the choir will sing at 2:00 p.m.

5. **PUBLIC HEARINGS: 1:00 p.m.: Conduct Public Hearings and take all appropriate action on the following matters:**

Public hearing held. No public comments.

- A. **Acceptance of the traffic control plans for Briscoe Falls, Section 5 and Farmdale Lane Street Dedication, Section 1 (Briscoe Falls), Precinct 3.**
- B. **Acceptance of the traffic control plan for Harvest Green, Section 16, Precinct 4.**

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

Judge Hebert	Yes
Commissioner Morales	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:**

- A. **Commissioner, Pct. 1: Amanda Bronsell to Denver, Colorado, April 24-26, 2018, to attend the 2018 Government Social Media Conference. (Fund: Commissioner, Pct. 1)**
- B. **District Attorney: Employee to Tampa, Florida, December 11-13, 2017, to attend the 2017 Florida Internet Crimes Against Children Task Force Conference, and request exception to the Fort Bend County Travel Policy to waive requirement for 14-day advance purchase of airfare. (Fund: District Attorney)**
- C. **District Attorney: Employee to Tampa, Florida, December 11-13, 2017, to attend the 2017 Florida Internet Crimes Against Children Task Force Conference, and employee and to attend Analysis Training Program sponsored by the Office of the Juvenile Justice and Delinquency Prevention and the Fox Valley Technical College Internet Crimes Against Children Training and Technical Assistance Program from December 14-15, 2017; request exception to the Fort Bend County Travel Policy to waive requirement for 14-day advance purchase of airfare. (Fund: District Attorney)**
- D. **Information Technology: Clay Elliott and Matthew Macha to Las Vegas, Nevada, April 30 through May 3, 2018, to attend the DellEMC World 2018 Conference. (Fund: Information Technology)**
- E. **Sheriff's Office: J. Fontenot to Louisville, Kentucky, June 2-8, 2018, to attend the 2018 American Association of Police Polygraphists Seminar. (Fund: Sheriff, Enforcement)**

Item 6 continued - Out-Of-State Travel:

- F. **Sheriff's Office: K. Walger, B. Schmitt, and R. Novosad to Louisville, Kentucky, June 3-8, 2018, to attend the 2018 American Association of Police Polygraphists Annual Seminar. (Fund: Sheriff, Enforcement)**

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

- A. **Approve Amendment to Interlocal Project Agreement for Transportation Facilities between Fort Bend County and Sienna Plantation Municipal Utility District No. 5 for rehabilitation of the existing gravel road and construction of certain segments from the current terminus at Waters Lake Boulevard to FM 521, Precinct 1. (Fund: Road & Bridge)**
- B. **Accept the resignation of Jared Jameson from the Board of Directors of Fort Bend County Levee Improvement District No. 11 and appoint Roberta Terrell to fill the vacancy for the remainder of the term, through June 10, 2018.**
- C. **Appoint Bobby McKinney to the Fort Bend County Historical Commission effective through December 31, 2018.**

8. **COMMISSIONER, PCT. 3:**

Reappoint Brent Warren, Kim Stacy and Daniel McJunkin as Commissioners of Fort Bend County Emergency Services District No. 4 for a term of office to begin January 1, 2018 and expire on December 31, 2019.

9. **BUDGET TRANSFER:**

AgriLife Extension Office: Approve FY 2018 transfer in the amount of \$2,250 to amend the budget pursuant to Local Government Code Section 111.07075 and allocate funds received from the Fort Bend Master Gardeners for repairs to the greenhouse.

10. **CONSTABLE, PCT. 2:**

Approve renewal of Agreement for Additional Law Enforcement Services between Fort Bend County and Quail Run Community Improvement Association effective through September 30, 2018.

11. **ENGINEERING-PAYMENTS:**

- A. **Approve payment of Invoice No. 1870812 in the amount of \$6,368.18 to Atkins North America, Inc. for professional engineering services regarding FM 762/FM 2759 (Crabb River Road), Mobility Bond Project No. x28, Precinct 1. (Fund: 2007 Mobility Bonds)**

Item 11 continued - Engineering-Payments:

- B. Approve payment of Invoice No. 10986 in the amount of \$18,435.29 to IDCUS for professional engineering services regarding FM 2759/ FM 762 (Crabb River Road), Mobility Bond Project No. x28, Precinct 1. (Fund: 2007 Mobility Bonds)**
- C. Approve payment of Invoice No. 1089 in the amount of \$64,241.22 to Johnson Petrov for professional property acquisition services regarding 2013 Mobility Bond Projects, Precinct 1. (Fund: Right of Way)**
- D. Approve payment of Invoice No. 17-10-000049 in the amount of \$2,094.93 to Associated Testing Laboratories, Inc. regarding professional construction material testing services for Sycamore Road, Mobility Bond Project No. 13113, Precinct 1. (Fund: 2013 Mobility Bonds)**
- E. Approve payment of Invoice No. 71260P in the amount of \$12,480.00 to SWCA for professional environmental services regarding 2013 Mobility Bond Projects within Precincts 1, 2, 3 and 4. (Fund: 2013 Mobility Bonds)**
- F. Approve payment of Invoice No. 28283 in the amount of \$25,954.18 and Invoice No. 28375 in the amount of \$47,157.25 to Terra Associates, Inc. for professional engineering services regarding Lake Olympia Parkway, Mobility Bond Project No. 13207, Precinct 2. (Fund: 2013 Mobility Bonds)**
- G. Approve payment of Invoice No. FBC2017-LUDWIG6 in the amount of \$6,323.40 to SES Horizon for professional engineering services regarding Ludwig Road, Mobility Bond Project No. 13208, Precinct 2. (Fund: 2013 Mobility Bonds)**
- H. Approve payment of Invoice No. 115416 in the amount of \$2,240.84 to HR Green, Inc. for professional engineering services regarding Sugarland Howell Road, Mobility Bond Project No. 13211, Precinct 2. (Fund: 2013 Mobility Bonds)**
- I. Approve payment of Invoice No. 28374 in the amount of \$5,000.00 to Terra Associates, Inc. for professional engineering services regarding Lake Olympia Parkway, Segment 2, Mobility Bond Project No. 13217x, Precinct 2. (Fund: 2013 Mobility Bonds)**
- J. Approve payment of Invoice No. 21 in the amount of \$23,599.00 to HJ Consulting for professional engineering inspection services regarding FM 1093/Westpark Extension, Pct 3. (Fund: Toll Road Revenue Bonds, Series 2016)**
- K. Approve payment of Invoice No. 0276968 in the amount of \$65.00 to Percheron for right of way services regarding Cane Island, Mobility Bond Project No. x12, Precinct 3. (Fund: Right of Way)**
- L. Approve payment of Invoice No. 37985506 in the amount of \$8,097.00 to AECOM Technical Services, Inc. for professional construction management services regarding 2013 Mobility Projects within Precinct 3. (Fund: 2013 Mobility Bonds)**

12. ENGINEERING-PERMITTS:

- A. **Approve application from Victoria Tran to install a driveway tie-in at 1202 Mulberry Farm Lane, Permit No. 2017-16766, Precinct 1.**
- B. **Approve release of Performance Bond in the amount of \$5,000.00 to Gordy Oil Company for completion of work on Battle Road, Permit No. 83866, Precinct 1.**
- C. **Approve release of Performance Bond in the amount of \$5,000.00 to W.W. Payton Corporation for completion of work at 7424 A Myers Road, Permit No. 2016-5917, Precinct 1.**
- D. **Approve release of Performance Bond in the amount of \$5,000.00 to Burnside Services, Inc., for completion of work at 23500 Berry Parkway, Permit No. 2017-13044, Pct. 1.**
- E. **Approve release of Performance Bond in the amount of \$5,000.00 to Renau Espinosa dba Concrete Deluxe, for completion of work at 8114 Highland Bluff Drive, Permit No. 2016-4966, Precinct 1.**
- F. **Approve release of Performance Bond in the amount of \$5,000.00 to W.W. Payton Corporation for completion of work at 19705 ½ Terrazza Lake Lane, Permit No. 2016-6467, Precinct 3.**
- G. **Approve release of Performance Bond in the amount of \$5,000.00 to W.W. Payton Corporation for completion of work at 10855 ½ W. Aliana Trace Drive, Permit No. 2016-6557, Precinct 4.**

13. ENGINEERING-DEVELOPMENT:

- A. **Approve the plat for Berkeley Knoll Circle Street Dedication Sec. 3, Precinct 4.**
- B. **Accept bond rider for Veranda, Section 6 reducing it from \$104,160.00 to \$52,080.00, Pct 1.**
- C. **Set public hearing for acceptance of the traffic control plan for Veranda, Section 14, Pct 1. (Tuesday, January 2, 2018 at 1:00 p.m.)**
- D. **Set public hearing for acceptance of the traffic control plan for Walnut Creek Benton Road Street Dedication & Reserve, Precinct 1. (Tuesday, January 2, 2018 at 1:00 p.m.)**
- E. **Set public hearing for acceptance of the traffic control plan for Winfield Lakes North, Section 3, Precinct 2. (Tuesday, January 2, 2018 at 1:00 p.m.)**
- F. **Set public hearing for acceptance of the traffic control plan for Aliana, Section 57, Precinct 4. (Tuesday, January 2, 2018 at 1:00 p.m.)**

14. **FACILITIES MANAGEMENT & PLANNING:**

Approve payment of Invoice No. 3041520114 in the amount of \$3,969.51 to Huitt-Zollars for architectural services regarding the Sheriff's Office Administration Building. (Fund: 2015 Facilities Bond, Proposition 4)

15. **HEALTH & HUMAN SERVICES:**

Animal Services: Accept grant award from Petco Foundation in the amount of \$75,000 for Hurricane Harvey Follow-up Investments for FY 2017 to carryout lifesaving projects and programs.

16. **PURCHASING:**

- A. **Authorize advertising for proposals for Emergency Medical Service Squad 2 Paramedic Station in Orchard, Texas.**
- B. **Authorize advertising for proposals for Sienna Annex Phase 2 Renovations.**
- C. **Approve the continued purchase of technology equipment, software, and related services from SHI Government Solutions, utilizing State of Texas Department of Information Resources Agreement DIR-TSO-3984 for various departments upon request from their Fiscal Year 2018 budgets.**

17. **TAX ASSESSOR/COLLECTOR:**

Approve refunds over \$500 detailed in Tax Assessor/Collector's Report submitted on November 28, 2017, for an amount totaling \$20,218.16 for the Office of Patsy Schultz.

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to approve Consent Agenda Items 6 - 17.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

18. **COUNTY JUDGE:**

- A. **Take all appropriate action on the Second Amendment to Reimbursement Agreement between Brazoria County, Fort Bend County, Port Freeport, and Brazoria-Fort Bend Rail District for Brazoria, Fort Bend, and Port Freeport to advance equal financial contributions in the amount of \$50,000 to the Brazoria- Fort Bend Rail District for costs associated with funding the District's 2018 budget. (Fund: Non-Departmental Fees)**

Moved by Commissioner Meyers, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve the Second Amendment to Reimbursement Agreement between Brazoria County, Fort Bend County, Port Freeport, and Brazoria-Fort Bend Rail District for Brazoria, Fort Bend, and Port Freeport to advance equal financial contributions in the amount of \$50,000 to the Brazoria- Fort Bend Rail District for costs associated with funding the District's 2018 budget. (Fund: Non-Departmental Fees)

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Commissioner Meyers gave an update on the Rail District and the Port. The Port has reported they have received approval from the U.S. Corps of Engineers for preliminary engineering design to deepen the channel and dockside as well as to improve expanding the port to accommodate larger ships. They anticipate construction will begin in 2020. The Port indicated they have had numerous inquiries from operators, shipping lines and container operators with regard to begin negotiating with the Port. The Rail District has made applications to TXDOT Rail District for a \$600,000 grant to fund a study. The Chairman of the District has indicated they anticipate taking action during their next meeting to engage a Project Manager/Administrative Manager of the Rail District to handle day to day operations and for an Administrator of the TXDOT grant. In addition, the current leadership has served two years and the Rail District will be rotating the Chairmanship as well as the other officers of the Rail District.

Judge Hebert indicated the \$50,000 being voted on today is the third installment of three the Court discussed when the original funding was made. He also indicated he will meet with Port Freeport Authorities and the County Judge of Brazoria County to discuss objectives they will have to meet in the coming year in order to maintain his support for the activities of the Rail Authority.

Item 18 continued - County Judge:

- B. **Take all appropriate action to ratify letter of intent for Fort Bend County to enter into a community collaborative with Texana Center, the local mental health authority, for the application to petition the Texas Health and Humans Services Commissions for funds through the Mental Health Grant Program for Justice Involved Individuals, as authorized by SB 292, 85th Texas Legislative Session, with a county match of the local award for two years.**

Moved by Commissioner Patterson, Seconded by Commissioner Meyers
Duly put and unanimously carried (5-0), it is ordered to ratify letter of intent for Fort Bend County to enter into a community collaborative with Texana Center, the local mental health authority, for the application to petition the Texas Health and Humans Services Commissions for funds through the Mental Health Grant Program for Justice Involved Individuals, as authorized by SB 292, 85th Texas Legislative Session, with a county match of the local award for two years.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

19. **ENGINEERING:**

- A. **Take all appropriate action on Agreement for Access and Use between Fort Bend County and Fort Bend County Municipal Utility District No. 116 regarding Sansbury Boulevard Parcel 6, Mobility Bond Project No. 13111, Precinct 1.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Access and Use between Fort Bend County and Fort Bend County Municipal Utility District No. 116 regarding Sansbury Boulevard Parcel 6, Mobility Bond Project No. 13111, Precinct 1.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Item 19 continued - Engineering:

- B. Take all appropriate action on Utility Construction Services Agreement between Fort Bend County and CenterPoint Energy Houston Electric, LLC in an amount not to exceed \$129,000 for utility relocations regarding Powerline Road, Mobility Bond Project No. 13110, Precinct 1. (Fund: 2013 Mobility Bonds)**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Utility Construction Services Agreement between Fort Bend County and CenterPoint Energy Houston Electric, LLC in an amount not to exceed \$129,000 for utility relocations regarding Powerline Road, Mobility Bond Project No. 13110, Precinct 1. (Fund: 2013 Mobility Bonds)

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

- C. Take all appropriate action on request to purchase Parcel 12 of Chimney Rock in the amount of \$9,361.36 plus necessary costs and authorize County Judge to sign all necessary closing documents, Mobility Bond Project No.13203, Precinct 2. (Fund: 2013 Mobility Bonds)**

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to purchase Parcel 12 of Chimney Rock in the amount of \$9,361.36 plus necessary costs and authorize County Judge to sign all necessary closing documents, Mobility Bond Project No.13203, Precinct 2. (Fund: 2013 Mobility Bonds)

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Item 19 continued - Engineering:

- D. **Take all appropriate action on acceptance of a certain 0.0040 of an acre tract of land conveyed by Donation Deed from Fulshear Land Investment Partners, LTD., to Fort Bend County, Texas regarding FM 1093/Westpark Phase II 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 0.0040 of an acre tract of land conveyed by Donation Deed from Fulshear Land Investment Partners, LTD., to Fort Bend County, Texas regarding FM 1093/Westpark Phase II and; record same in Official Public Records; Precinct 3.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

20. **FAIRGROUNDS:**

Take all appropriate action on request to transfer the amount of \$4,845 from Non-Departmental Contingency into Fairgrounds Fees to replenish funds needed for emergency air conditioning rental in Building C during October 2017.

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to transfer the amount of \$4,845 from Non-Departmental Contingency into Fairgrounds Fees to replenish funds needed for emergency air conditioning rental in Building C during October 2017.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

21. **PURCHASING:**

- A. **Take all appropriate action on Agreement for Design/Build Concession Area of Building C at Fairgrounds between Fort Bend County and Crain Group, LLC, pursuant to SOQ 18-024, in an amount not to exceed \$128,989. (Fund: Fairgrounds Capital Improvement Project)**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Design/Build Concession Area of Building C at Fairgrounds between Fort Bend County and Crain Group, LLC, pursuant to SOQ 18-024, in an amount not to exceed \$128,989. (Fund: Fairgrounds Capital Improvement Project)

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

- B. **Take all appropriate action on the renewal of Software Maintenance Agreement between Fort Bend County and Tyler Technologies Inc., a sole source provider as authorized by Section 262.024 (a)(7) Texas Local Government Code, in an amount not to exceed \$244,525.45 for software support and maintenance services for Fiscal Year 2018. (Fund: Information Technology)**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson
Duly put and unanimously carried (5-0), it is ordered to approve the renewal of Software Maintenance Agreement between Fort Bend County and Tyler Technologies Inc., a sole source provider as authorized by Section 262.024 (a)(7) Texas Local Government Code, in an amount not to exceed \$244,525.45 for software support and maintenance services for Fiscal Year 2018. (Fund: Information Technology)

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Item 21 continued - Purchasing:

- C. **Take all appropriate action on Seventh Amendment to Agreement for Engineering Services between Fort Bend County and Klotz Associates, Inc. to increase the amount by \$300,000 for a total contract amount not to exceed \$2,468,269.36 for project management services regarding 2007 Mobility Bond Projects within Precincts 1, 2, 3 and 4. (Fund: 2007 Mobility Bonds)**

Moved by Commissioner Prestage, Seconded by Commissioner Morales
Duly put and unanimously carried (5-0), it is ordered to approve Seventh Amendment to Agreement for Engineering Services between Fort Bend County and Klotz Associates, Inc. to increase the amount by \$300,000 for a total contract amount not to exceed \$2,468,269.36 for project management services regarding 2007 Mobility Bond Projects within Precincts 1, 2, 3 and 4. (Fund: 2007 Mobility Bonds)

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

22. **Approve Bills.**

Moved by Commissioner Morales, Seconded by Commissioner Prestage
Duly put and unanimously carried (5-0), it is ordered to approve bills in the amount of \$5,980,848.62.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Yes
Commissioner Meyers	Yes
Commissioner Patterson	Yes

Recess:

Recessed at 1:15 p.m.

23. **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.

1. **U.S. Oil Recovery Site PRP Group and Fort Bend County Tolling Agreement Extension.**
2. **Medical Subrogation Claim for J. Roman & R. Roman -- Rights of Reimbursement for Benefits paid; County Attorney File No. 17-SUB-093 and 17-SUB-094.**
3. **Cause No. 16-DCV-231552; JDC/Firethorne, Ltd. v. Fort Bend County, et al.**

- B. **§ 551.072. Deliberation Regarding Real Property.** Commissioners Court will meet in Closed Session to deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

Acquisition of Parcel 500, FM 1093/Westpark Extension, Precinct 3.

- C. **§ 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.

1. **Appointment to fill vacancy due to creation of Fort Bend County Court at Law No. 6.**
2. **Sheriff's Office.**

Closed Session:

Convened at 1:36 p.m.

Adjourned at 2:26 p.m.

Reconvene:

Reconvened at 2:28 p.m.

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

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

1. **Medical Subrogation Claim for J. Roman & R. Roman – Rights of Reimbursement for Benefits paid; County Attorney File No. 17-SUB-093 and 17-SUB-094.**

Moved by Commissioner Patterson, Seconded by Commissioner Morales
Duly put and unanimously carried (3-0), it is ordered to accept the proposal contained in the letter/email dated October 18, 2017 for resolution of the county's right of reimbursement for Medical benefits paid on behalf of Jeffrey and Rosa Roman arising out of automobile collision on March 25, 2016 and to authorize the County Attorney's Office to negotiate the full terms and provisions to effectuate settlement of these claims for reimbursement for medical benefits paid.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Absent
Commissioner Meyers	Absent
Commissioner Patterson	Yes

2. **U.S. Oil Recovery Site PRP Group and Fort Bend County Tolling Agreement Extension.**

Moved by Commissioner Patterson, Seconded by Commissioner Morales
Duly put and unanimously carried (3-0), it is ordered to authorize the County Attorney to execute and deliver the proposed Tolling Agreement Extension between the U.S. Oil Recovery Site PRP Group and Fort Bend County regarding the Fort Bend County Landfill and any potential for responsibility or liability at the U.S. Oil Recovery federal superfund site located at 400 N. Richey Street in Pasadena, Harris County, Texas.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Absent
Commissioner Meyers	Absent
Commissioner Patterson	Yes

3. **Cause No. 16-DCV-231552; JDC/Firethorne, Ltd. v. Fort Bend County, et al.**

Moved by Commissioner Patterson, Seconded by Commissioner Morales
Duly put and unanimously carried (3-0), it is ordered to authorize Roy L. Cordes, Jr., County Attorney for Fort Bend County, Texas, be, and he is hereby, authorized to incur additional litigation expenses as set out in Cause No. 16-DCV-231552 increasing from \$400,000 to \$485,000.

Judge Hebert	Yes
Commissioner Morales	Yes
Commissioner Prestage	Absent
Commissioner Meyers	Absent
Commissioner Patterson	Yes

Item 24 continued - Reconvene Open Session:

B. § 551.072. Deliberation Regarding Real Property.

Acquisition of Parcel 500, FM 1093/Westpark Extension, Precinct 3.

No action.

C. § 551.074. Personnel Matters.

1. Appointment to fill vacancy due to creation of Fort Bend County Court at Law No. 6.

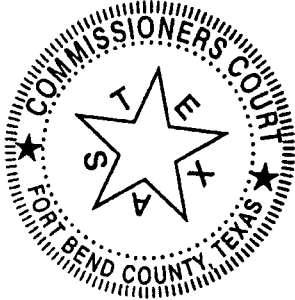
No action.

2. Sheriff's Office.

No action.

25. Adjournment.

Commissioners Court adjourned at 2:30 p.m. on Tuesday, December 5, 2017.



I attest to the accuracy of the foregoing minutes.

Laura Richard

Laura Richard, County Clerk, Fort Bend County, Texas