

**MINUTES OF MEETING OF THE  
BOARD OF COMMISSIONERS**

**OCTOBER 12, 2022**

**THE STATE OF TEXAS  
COUNTY OF FORT BEND  
FORT BEND COUNTY EMERGENCY SERVICES DISTRICT NO. 4**

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The Board of Commissioners (the "Board" or the "Commissioners") of Fort Bend County Emergency Services District No. 4 (the "District") met in special session, open to the public, at 33301 F.M. 1093, Fulshear, Texas 77441, the regular meeting place of the District, on Wednesday, October 12, 2022, at 4:00 p.m.; whereupon, the roll was called of the members of the Board, to-wit:

Daniel McJunkin	President
Ed Krenek	Vice President
Tommy Kuykendall	Secretary
Kim Stacy	Treasurer
Robert Pechukas	Assistant Secretary/Treasurer

All members of the Board were present, thus constituting a quorum. The following District employees were in attendance: Fire Chief Herc Meier; Ms. Brandi Crone, Chief Operations Office; and Assistant Chief Wade Goates. Also in attendance were: Mr. J. Mark Smith, attorney, and Ms. Raechel Rodriguez (via teleconference), legal assistant, of Radcliffe Bobbitt Adams Polley PLLC (the "Attorney" or "RBAP"), attorney for the District; Mr. Bill Blicht (via teleconference) of Blicht and Associates, financial advisor for the District; Mr. Ricardo Martinez of Martinez Architects ("Martinez"); and Mr. Jeremy Stovall (via teleconference) of Brookstone Construction ("Brookstone").

WHEREUPON, the meeting was called to order at 4:11 p.m. and evidence was presented that public notice of the meeting had been given in compliance with the law. The posted notices of the meeting are attached hereto.

**PUBLIC COMMENT**

There was no public comment.

**DISCUSS BROOKSTONE CONSTRUCTION AGREEMENT AND GROSS MAXIMUM PRICE ("GMP") AMENDMENT FOR CROSS CREEK RANCH ("CCR") STATION**

**CONVENE IN EXECUTIVE SESSION**

Commissioner McJunkin then stated that the Board would enter into Executive Session to discuss matters of attorney-client privilege.

All meeting attendees, with the exception of all members of the Board present, Chief Meier, Ms. Crone, Messrs. Martinez and Smith and Ms. Rodriguez exited the meeting at 4:14 p.m.

Pursuant to the provisions of the Texas Open Meetings Act, Chapter 551, Texas Government Code, as amended, specifically Section 551.071, regarding matters of attorney-client privilege, Commissioner McJunkin convened the Board into Executive Session at 4:17 p.m. The persons present in the Executive Session at various times were Commissioners McJunkin, Krenk, Stacy, Kuykendall and Pechukas; Chief Meier; Ms. Crone; Messrs. Martinez and Smith; and Ms. Rodriguez.

**RECONVENE IN OPEN SESSION**

All meeting attendees still present re-entered the meeting at 4:39 p.m. and Commissioner McJunkin reconvened the meeting in open session.

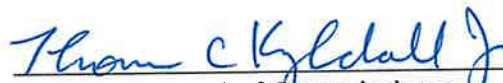
Messrs. Stovall and Blich reentered the meeting at this time.

Upon motion by Commissioner Stacy, seconded by Commissioner Kuykendall, after full discussion and the question being put to the Board, the Board voted unanimously to terminate the Construction Agreement with Brookstone and authorize payment of any fees due for the preconstruction phase related to same.

There being no further business to come before the Board, the Board meeting was adjourned at 4:46 p.m.

PASSED, APPROVED, AND ADOPTED this 15<sup>th</sup> day of November, 2022.

(DISTRICT SEAL)

  
Secretary, Board of Commissioners

