

FORT BEND COUNTY FY 2010
 COMMISSIONERS COURT AGENDA REQUEST FORM

Return Completed Form by E-Mail to: Agenda Coordinator, County Judge's Office

Date Submitted: 12/1/09	Submitted By: Danielle Garrison
Court Agenda Date: 12/8/09	Department: Commissioner PCT 4
	Phone Number: 281.980.2235

SUMMARY OF ITEM: Take all appropriate action to re-appoint Ronald J. Frerich, Christine M Lukin, and Carl Mazzo to the Board of Directors of First Colony Levee Improvement District No. 2. Each term to expire January 3, 2012 or until a successor is appointed.

RENEWAL AGREEMENT/APPOINTMENT YES NO
REVIEWED BY COUNTY ATTORNEY'S OFFICE: YES NO

List Supporting Documents Attached:

FINANCIAL SUMMARY:

BUDGETED ITEM: YES NO

FUNDNG SOURCE: Accounting Unit: _____ Account Number: _____
 Activity (If Applicable): _____

DESCRIPTION OF LAWSON ACCOUNT: _____

Instructions to submit Agenda Request Form:

- Completely fill out agenda form: incomplete forms will not be processed.
- Agenda Request Forms should be submitted by e-mail, fax, or inter-office mail, and all back-up information must be provided by Wednesday at 2:00 p.m. to all those listed below.
- All original back-up must be received in the County Judge's Office by 2:00 p.m. on Wednesday.

DISTRIBUTION:

Original Form Submitted with back up to County Judge's Office (✓ when completed)
 If by E-Mail to ospindon@co.fort-bend.tx.us If by Fax to (281) 341-8609

Distribute copies with back-up to all listed below. If by fax, send to numbers below:

<input type="checkbox"/> Auditor (281-341-3774)	<input type="checkbox"/> Comm. Pct. 1 (281-342-0587)
<input type="checkbox"/> Budget Officer (281-344-3954)	<input type="checkbox"/> Comm. Pct. 2 (281-403-8009)
<input type="checkbox"/> Facilities/Planning (281-633-7022)	<input type="checkbox"/> Comm. Pct. 3 (281-242-9060)
<input type="checkbox"/> Purchasing Agent (281-341-8642)	<input type="checkbox"/> Comm. Pct. 4 (281-980-9077)
<input type="checkbox"/> Information Technology (281-341-4526)	<input type="checkbox"/> County Clerk (281-341-8697)
<input type="checkbox"/> Other:	<input type="checkbox"/> County Atty (281-341-4557)

RECOMMENDATION / ACTION REQUESTED:

Special Handling Requested (specify):

12-17-09 orig. ret. to Danielle at Comm. Pct. 4

COATS | ROSE

JOHN G. CANNON

jcannon@coatsrose.com
Direct Dial
(713) 653-5735
Direct Fax
(713) 890-3958

December 1, 2009

VIA FEDERAL EXPRESS

Judge Robert E. Hebert
Fort Bend County Judge
301 Jackson Street, suite 719
Richmond, Texas 77469

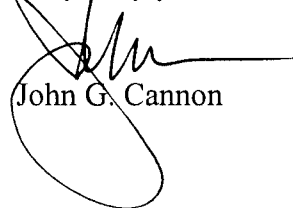
Re: First Colony Levee Improvement District No. 2 of Fort Bend County, Texas

Dear Judge Hebert:

At the December 8, 2009 (or December 22, 2009) Commissioners Court hearing, please consider our request to re-appoint Ronald J. Frerich, Christine M. Lukin and Carl Mazzo to the Board of Directors of First Colony Levee Improvement District No. 2 of Fort Bend County, Texas. In this regard, please find enclosed an Order Re-Appointing Directors for your review and consideration. All three directors' official bonds and oaths of office have been previously filed with the Commissioners Court and the directors continue to reside in the District.

I am available to attend the hearing to answer any questions you may have. Please call me at 713.653.5735 if there are any questions.

Very truly yours,



John G. Cannon

Enclosure

cc: Commissioner James Patterson w/enclosure
Fort Bend County Precinct No. 4
12919 Dairy Ashford Road, Suite 200
Sugar Land, Texas 77478

COATS | ROSE | YALE | RYMAN | LEE
A Professional Corporation

3 Greenway, Suite 2000 Houston, Texas 77046-0307

Phone: 713-651-0111 Fax: 713-651-0220

Web: www.coatsrose.com

COUNTY JUDGE
RECEIVED
DEC 02 2009

Judge Robert E. Hebert
December 1, 2009
Page 2

Mr. Roy Cordes, Jr. w/enclosure
Fort Bend County Attorney
301 Jackson, Suite 728
Richmond, Texas 77469

Mr. Ronald J. Frerich
10 Sterling Court
Sugar Land, Texas 77479

Ms. Christine M. Lukin
86 Bradford Circle
Sugar Land, Texas 77479

Mr. Carl Mazzo
4127 St. Ives Street
Sugar Land, Texas 77479

THE STATE OF TEXAS §

COUNTY OF FORT BEND §

The Commissioners Court of the County of Fort Bend Texas, convened in REGULAR SESSION AT A REGULAR MEETING OF SAID COURT, open to the public, on the 8th day of December, 2009, at the County Courthouse, and the roll was called of the duly constituted officers and members of the Commissioners' Court and officer of the county, to-wit:

Robert E. Herbert	County Judge
Robert Morrisson	Commissioner, Precinct No. 1
Grade Prestage	Commissioner, Precinct No. 2
Andy Meyers	Commissioner, Precinct No. 3
James Patterson	Commissioner, Precinct No. 4
Dianne Wilson	County Clerk

and all of said persons were present, except _____ . Whereupon, among other business the following was transacted at said meeting: a written order entitled:

ORDER RE-APPOINTING DIRECTORS FOR FIRST COLONY LEVEE
IMPROVEMENT DISTRICT NO.2 OF FORT BEND COUNTY, TEXAS

(the "Order") was duly introduced for the consideration of the Commissioners' Court and reviewed in full. It was then duly moved and seconded that the Order be passed; and, after due discussion, the motion, carrying with it the passage of the Order, prevailed and carried by the following vote:

AYES: ~~All present~~ 4

NOES: None

~~Abstain~~ 1

The County Judge thereupon announced that the Order had been duly and lawfully adopted. The Order thus adopted follows:

ORDER REPAPPOINTING DIRECTORS FOR FIRST COLONY LEVEE
IMPROVEMENT DISTRICT NO.2 OF FORT BEND COUNTY, TEXAS

THE STATE OF TEXAS §

COUNTY OF FORT BEND §

WHEREAS, by Order duly adopted by the Commissioners Court of Fort Bend County, Texas on the 7th day of October, 1985, the Commissioners Court of Fort Bend County, Texas, acting under the authority of Article XVI, Section 59, Texas Constitution and Title 4, Chapter 57, Texas Water Code, as amended, created First Colony Levee Improvement District No.2 of Fort Bend County, Texas (the "District"); and

WHEREAS, by Order duly adopted by the Commissioners Court of Fort Bend County, Texas on the 7th day of October, 1985 the Commissioners Court of Fort Bend County, Texas, acting under the authority of Article XVI, Section 59, Texas Constitution and Title 4, Chapter 57, Texas Water Code, as amended, appointed George L. Houghton, Jr., Harold Dodd and Thomas E. Moody as directors of the District; and

WHEREAS, by Order duly adopted by the Commissioners Court of Fort Bend County, Texas on the 13th day of November, 1989, the Commissioners Court appointed Lawrence P. Mosher to replace George L. Houghton, Jr. for a four year term;

WHEREAS, by Order duly adopted by the Commissioners Court of Fort Bend County, Texas on the 3rd day of February, 1992, the Commissioners Court appointed Ronald J. Frerich to replace Lawrence P. Mosher for a two year term;

WHEREAS, by Order duly adopted by the Commissioners Court of Fort Bend County, Texas on the 8th day of January, 1990, the Commissioners Court appointed Michael L. Homeyer to replace Thomas E. Moody for a two year term and by Order dated the 6th day of January, 1992, the Commissioners Court re-appointed Michael L. Homeyer for a two year term;

WHEREAS, by Order duly adopted by the Commissioners Court of Fort Bend County, Texas on the 3rd day of June, 1991, the Commissioners Court appointed Ralph R. DeMarco to replace Harold Dodd for a two year term;

WHEREAS, by Order duly adopted by the Commissioners Court of Fort Bend County, Texas on the 3rd day of January, 1994, the Commissioners Court re-appointed Michael L. Homeyer, Ronald J. Frerich and Ralph R. DeMarco as directors of the District, each for a two year term;

WHEREAS, by Order duly adopted by the Commissioners Court of Fort Bend County, Texas on the 12th day of December, 1995, the Commissioners Court re-appointed Michael L. Homeyer, Ronald J. Frerich and Ralph R. DeMarco as directors of the District, each for a two year term;

WHEREAS, by Order duly adopted by the Commissioners Court of Fort Bend County, Texas on the 6th day of January, 1998, the Commissioners Court re-appointed Michael L. Homeyer, Ronald J. Frerich and Ralph R. DeMarco as directors of the District, each for a two year term;

WHEREAS, by Order duly adopted by the Commissioners Court of Fort Bend County, Texas on the 26th day of January, 1999, the Commissioners Court appointed Christine M. Lukin to replace Ralph R. DeMarco for a two year term;

WHEREAS, by Order duly adopted by the Commissioners Court of Fort Bend County, Texas on the 16th day of November, 1999, the Commissioners Court re-appointed Michael L. Homeyer, Ronald J. Frerich and Christine M. Lukin as directors of the District, each for a two year term;

WHEREAS, by Order duly adopted by the Commissioners Court of Fort Bend County, Texas on the 18th day of December, 2001, the Commissioners Court re-appointed Michael L. Homeyer, Ronald J. Frerich and Christine M. Lukin as directors of the District, each for a two year term;

WHEREAS, by Order duly adopted by the Commissioners Court of Fort Bend County, Texas on the 16th day of December, 2003, the Commissioners Court re-appointed Michael L. Homeyer, Ronald J. Frerich and Christine M. Lukin as directors of the District, each for a two year term;

WHEREAS, by Order duly adopted by the Commissioners Court of Fort Bend County, Texas on the 20th day of December, 2005, the Commissioners Court re-appointed Michael L. Homeyer, Ronald J. Frerich and Christine M. Lukin as directors of the District, each for a two year term;

WHEREAS, by Order duly adopted by the Commissioners Court of Fort Bend County, Texas on the 19th day of December 2006, the Commissioners Court appointed Carl Mazzo to replace Michael L. Homeyer for a term of office expiring on January 8, 2008;

WHEREAS, by Order duly adopted by the Commissioner's Court of Fort Bend County, Texas on the 18th day of December, 2007, the Commissioners Court re-appointed Ronald J. Frerich, Christine M. Lukin and Carl Mazzo as directors of the District, each for a two year term;

WHEREAS, the official bonds and oaths of office of Ronald J. Frerich, Christine M. Lukin and Carl Mazzo were presented to the Commissioners Court at the time of each directors' appointment and were found to be in proper form and properly executed and were entered in the records of the County Clerk and are currently retained in the County Clerk's files;

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED by the Commissioners Court of Fort Bend County, Texas, that:

Section 1: The foregoing recitals be and the same are hereby found to be true and correct.

Section 2: Ronald J. Frerich is hereby re-appointed as a director on the Board of Directors for First Colony Levee Improvement District No.2 of Fort Bend County, Texas, to serve in that capacity for a two year term of office expiring on January 3, 2012 or until his successor shall be appointed and qualified.

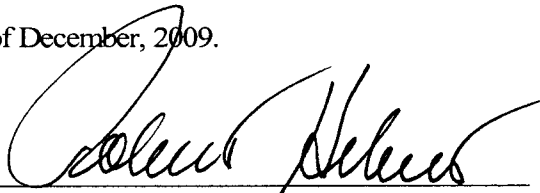
Section 3: Christine M. Lukin is hereby re-appointed as a director on the Board of Directors for First Colony Levee Improvement District No.2 of Fort Bend County, Texas, to serve in that capacity for a two year term of office expiring on January 3, 2012 or until her successor shall be appointed and qualified.

Section 4: Carl Mazzo is hereby re-appointed as a director on the Board of Directors for First Colony Levee Improvement District No.2 of Fort Bend County, Texas, to serve in that capacity for a two year term of office expiring on January 3, 2012 or until his successor shall be appointed and qualified.

Section 5: The County Judge is authorized to execute and the County Clerk to attest this Order on behalf of the Court.


Section 6: A copy of this Order shall be recorded in the minutes of this Court.

PASSED AND ADOPTED this 8 day of December, 2009.



County Judge Robert Hebert

ATTEST:



DIANNE WILSON
County Clerk and Ex-Officio

Clerk of the Commissioners Court
of Fort Bend County, Texas

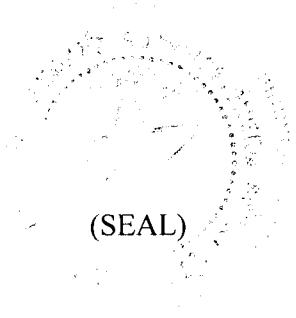



THE STATE OF TEXAS §

COUNTY OF FORT BEND §

I, the undersigned, County Clerk and Ex-Officio Clerk of the Commissioners Court of Fort Bend County, Texas, do hereby certify that the attached and foregoing is a true and correct copy of an Order Re-Appointing Directors For First Colony Levee Improvement District No.2 of Fort Bend County, Texas, which Order was passed and adopted by the Fort Bend County Commissioners Court on the _ day of December, 2009, together with a copy of so much of the minutes as show the canvassing of the Court, the names of the members present and absent and the passage and adoption of such Order, all as same appears of record in the minutes of said Court and on file in my office.

WITNESS MY HAND AND THE SEAL OF THE COMMISSIONERS' COURT OF FORT BEND COUNTY, TEXAS, this 8 day of December, 2009.



By: 
DIANNE WILSON
County Clerk and Ex-Officio
Clerk of the Commissioners
Court of Fort Bend County,
Texas