

**DRAINAGE DISTRICT BOARD MINUTES**

BE IT REMEMBERED, That on this 8TH DAY of NOVEMBER, 2011, The Drainage District Board of Fort Bend County, Texas, met at a scheduled 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
SHERRY FISK for DIANNE WILSON	COUNTY CLERK
MARK VOGLER	DRAINAGE DISTRICT MANAGER

When the following were heard and the following orders were passed:

**1. Call to Order.**

Call to Order by Judge Hebert at 1:04 p.m.

**Recess:**

Recessed at 1:05 p.m.

**2. Meet in Closed Session to deliberate the following matters as authorized by the Texas Government Code:**

**A. § 551.071. Consultation With Attorney. Commissioners Court will meet in Closed Session to seek the advice of its attorney about pending or contemplated litigation; a settlement offer; or on a matter in which the duty of the attorney to Commissioners Court under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Texas Government Code Chapter 551.**

- 1. Cause No. 10-CCV-043690; James E. Eiteman and Ludy Eiteman, v. Fort Bend County Drainage District in County Court at Law Number (4) in Fort Bend County, Texas.**
- 2. Cause No. 10-CCV-043691; Christiaan H. Stevens and Aldegondis Stevens, v. Fort Bend County Drainage District in County Court at Law Number Four (4) in Fort Bend County, Texas.**

**Closed Session:**

Convened at 1:25 p.m.  
Adjourned at 1:29 p.m.

**Reconvene:**

Reconvened at 1:42 p.m.

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

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

**1. Cause No. 10-CCV-043690; James E. Eiteman and Ludy Eiteman, v. Fort Bend County Drainage District in County Court at Law Number (4) in Fort Bend County, Texas.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to authorize the County Attorney to pay a negotiated settlement for Cause No. 10-CCV-043690; James E. Eiteman and Ludy Eiteman, v. Fort Bend County Drainage District in County Court at Law Number (4) in Fort Bend County, Texas and authorize the County Judge to execute and deliver any Settlement Agreement and related documents recommended for approval by the County Attorney, to accept Deeds and to approve such terms and provisions for the full and final settlement of all claims set forth with funds from 100410101-63000.

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

**2. Cause No. 10-CCV-043691; Christiaan H. Stevens and Aldegondis Stevens, v. Fort Bend County Drainage District in County Court at Law Number Four (4) in Fort Bend County, Texas.**

Moved by Commissioner Meyers Seconded by Commissioner Patterson

Duly put and unanimously carried (4-0), it is ordered to authorize the County Attorney to pay a negotiated settlement for Cause No. 10-CCV-043691; Christiaan H. Stevens and Aldegondis Stevens, v. Fort Bend County Drainage District in County Court at Law Number Four (4) in Fort Bend County, Texas and authorize the County Judge to execute and deliver any Settlement Agreement and related documents recommended for approval by the County Attorney, to accept Deeds and approve such terms and provisions for the full and final settlement of all claims set forth therein with funds from 100410101-63000.

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

November 8, 2011

**4. Adjournment.**

The Drainage District Board adjourned at 1:44 p.m. on Tuesday, November 8, 2011.