

**DRAINAGE DISTRICT BOARD MINUTES**

BE IT REMEMBERED, That on this 14th DAY of FEBRUARY, 2012, 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
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 1:03 p.m.

**2. Approve request from ELI.FIN Development, Inc. and OMB Valves, Inc. to delay construction of improvements as required under the Tax Abatement Agreement approved by Board of Directors on November 22, 2011, from January 31, 2012 to April 30, 2012.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve request from ELI.FIN Development, Inc. and OMB Valves, Inc. to delay construction of improvements as required under the Tax Abatement Agreement approved by Board of Directors on November 22, 2011, from January 31, 2012 to April 30, 2012.

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

**3. Take all appropriate action on Agreement for Temporary Working Space between Fort Bend County Drainage District and Kinder Morgan Texas Pipeline LLC, to provide temporary use of space in conjunction with pipeline conversion, Precinct 2.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Agreement for Temporary Working Space between Fort Bend County Drainage District and Kinder Morgan Texas Pipeline LLC, to provide temporary use of space in conjunction with pipeline conversion, Precinct 2.

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

**4. Take all appropriate action on Amendment of Pipeline Easement Agreement between Fort Bend County Drainage District and Kinder Morgan Crude and Condensate LLC to modify and amend rights granted in the currently owned Easement, Precinct 2.**

Moved by Commissioner Prestage Seconded by Commissioner Morrison

Duly put and unanimously carried (5-0), it is ordered to approve Amendment of Pipeline Easement Agreement between Fort Bend County Drainage District and Kinder Morgan Crude and Condensate LLC to modify and amend rights granted in the currently owned Easement, Precinct 2.

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

**Recess:**

Recessed at 1:04 p.m.

**5. 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.**

**Big Creek Drop Structure.**

**Closed Session:**

Convened at 1:31 p.m.  
Adjourned at 1:37 p.m.

**Reconvene:**

Reconvened at 2:04 p.m.

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

**§ 551.071. Consultation With Attorney.**

**Big Creek Drop Structure.**

No action.

**7. Adjournment.**

The Drainage District Board adjourned at 2:05 p.m. on Tuesday, February 14, 2012.