

**DRAINAGE DISTRICT BOARD MINUTES**

BE IT REMEMBERED, That on this 7TH DAY of JULY, 2015, The Drainage District Board of Fort Bend County, Texas, met at a scheduled meeting with the following present:

|                                |                           |
|--------------------------------|---------------------------|
| ROBERT E. HEBERT               | COUNTY JUDGE              |
| GRADY PRESTAGE                 | COMMISSIONER PRECINCT 2   |
| ANDY MEYERS                    | COMMISSIONER PRECINCT 3   |
| JAMES PATTERSON                | COMMISSIONER PRECINCT 4   |
| LINDA WILLIS FOR LAURA RICHARD | COUNTY CLERK              |
| MARK VOGLER                    | DRAINAGE DISTRICT MANAGER |

Commissioner Morrison absent.

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.

2. **Record into Minutes the 10/20 Year Write Off of Property Taxes pursuant to Texas Property Tax Code Section 33.05 for Fort Bend County Drainage District for the Office of Patsy Schultz, Tax Assessor/Collector.**

Moved by Commissioner Meyers, Seconded by Commissioner Patterson  
Duly put and unanimously carried (4-0), it is ordered to record into Minutes the 10/20 Year Write Off of Property Taxes pursuant to Texas Property Tax Code Section 33.05 for Fort Bend County Drainage District for the Office of Patsy Schultz, Tax Assessor/Collector.

|                        |        |
|------------------------|--------|
| Judge Hebert           | Yes    |
| Commissioner Morrison  | Absent |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

3. **Take all appropriate action on Assignment and Assumption of Drainage Easements located within Sienna Plantation Levee Improvement District, Precinct 2, recorded in Vol. 333, Page 174 and Vol. 333, Page 234 of the Official Public Records, Fort Bend County Clerk's Office.**

Moved by Commissioner Prestage, Seconded by Commissioner Meyers  
Duly put and unanimously carried (4-0), it is ordered to approve Assignment and Assumption of Drainage Easements located within Sienna Plantation Levee Improvement District, Precinct 2, recorded in Vol. 333, Page 174 and Vol. 333, Page 234 of the Official Public Records, Fort Bend County Clerk's Office.

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|------------------------|--------|
| Judge Hebert           | Yes    |
| Commissioner Morrison  | Absent |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

4. **Take all appropriate action on Bid 15-076 for Stafford Run Watershed Improvement for Independence Park Concrete Weir.**

Moved by Commissioner Prestage, Seconded by Commissioner Meyers  
Duly put and unanimously carried (4-0), it is ordered to approve Bid 15-076 for Stafford Run Watershed Improvement for Independence Park Concrete Weir.

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

Gilbert Jalomo, Purchasing Agent, stated the overall low bidder and recommendation is Rodriguez Construction for \$364,000.00.

**Recess:**

Recessed at 1:06 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.

**Kerry A. Kilburn and Cynthia H. Kilburn vs. Fort Bend County Drainage District. Case No. 11-CCV-044047; in the County Court at Law Number One (1) of Fort Bend County, Texas.**

**Closed Session:**

Convened at 2:19 p.m.  
Adjourned at 2:27 p.m.

**Reconvene:**

Reconvened at 2:39 p.m.

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

**§ 551.071. Consultation With Attorney.**

**Kerry A. Kilburn and Cynthia H. Kilburn vs. Fort Bend County Drainage District. Case No. 11-CCV-044047; in the County Court at Law Number One (1) of 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 incur litigation expenses in an amount not to exceed \$10,000.00 with funding from the Drainage District.

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|------------------------|--------|
| Judge Hebert           | Yes    |
| Commissioner Morrison  | Absent |
| Commissioner Prestage  | Yes    |
| Commissioner Meyers    | Yes    |
| Commissioner Patterson | Yes    |

7. **Adjournment.**

The Drainage District Board adjourned at 2:40 p.m. on Tuesday, July 7, 2015.