

STATE OF TEXAS §
 §
 COUNTY OF FORT BEND §

**REVISED ORDER ESTABLISHING THE MINIMUM QUALIFICATIONS FOR
 COMMISSIONERS COURT LEVEE IMPROVEMENT DISTRICT DIRECTOR
 APPOINTEES UNDER THE TEXAS WATER CODE**

WHEREAS, the Fort Bend County Commissioners Court adopted an ORDER ESTABLISHING THE MINIMUM QUALIFICATIONS FOR COMMISSIONERS COURT LEVEE IMPROVEMENT DISTRICT DIRECTOR APPOINTEES UNDER THE TEXAS WATER CODE on or about June 9, 2015, pursuant to Texas Water Code Chapter 57, Subchapter C; which established that Commissioners Court is responsible for the appointment and removal of Directors for levee Improvement Districts ("LID") created by the Court; and

WHEREAS, the Texas Water Code Chapter 57 was amended by House Bill 2202, effective September 1, 2019 to allow commissioners court to increase the total number of LID directors from three to five for a a district with a population of 2,000 provided that the two additional members appointed are registered voters in the District; and

WHEREAS, the Fort Bend County Commissioners Court wishes to appoint two additional directors to LID, as allowed by newly revised Texas Water Code Section 57.015 (b);

NOW, THEREFORE, IT IS ORDERED BY THE COMMISSIONERS COURT OF FORT BEND COUNTY that:

1. In a district with a population of 2,000 or more and by the time the LID has at least 51% of the lots sold and built out, the total number of directors that shall be appointed to the Board by Commissioners Court is increased from 3 to 5, and that any additional members appointed to fill the newly created 2 directorships must be tax paying residents of the LID for which they are appointed. Thereafter, at least 2 of the 5 Directors must be tax paying residents of the LID for which they are appointed with a preference of 5 of 5.

2. In a district with a population of 1,999 or less, the number of appointed directors shall remain the same as June 9, 2015 Order which is: that by the time the LID has at least 51% of the lots sold and built out, at least 2 of the 3 Directors must be tax paying residents of the LID for which they are appointed with a preference of 5 of 5.

3. All other qualifications for LID Director Appointments shall remain the same as the June 9, 2015 Order which are:
 - a. Applicability: These minimum qualifications shall apply to all LID Director Appointments for Districts created by the Fort Bend County Commissioners Court and not subject to election under Section 57.057.
 - b. Term: ALL LID Directors will be appointed for a four year term.
 - c. Annual Education/Training Requirements:
 - i. All LID board members will earn a minimum of 6 hours of relevant education or training on topics such as: National Flood Insurance Program; FEMA – floodplain mapping; US Army Corps; RIP Certification; Waters of the US; Emergency Operations; Director Ethics; Open Meeting Act; Public Information Act; Conflicts of interest.
 - ii. The annual time shall begin on the date of the Director's appointment and shall expire on the day prior to the anniversary date.
 - iii. The Fort Bend County Drainage District will assist Directors in locating opportunities within Fort Bend County each year to meet the education/training requirements such that no Director will be required to go out of county or out of state. FBCDD will make every attempt to identify courses hosted on week-ends or after normal business hours so that being a LID Director does not interfere with the Director's profession.
 - iv. The attorney for each LID will maintain the education/training

compliance for each LID Director and will annually (between January 1st and April 1st) inform FBCDD of the compliance status of each Director.

- v. Non-compliance with the education/training requirements will subject an appointed Director to removal, per Section 57.053.

ADOPTED BY COMMISSIONERS COURT this 26th day of ~~November~~ 2019.

KP George, County Judge

Grady Prestage
Grady Prestage, Commissioner, Precinct 2

Ken DeMerchant, Commissioner, Precinct 4

Attest:

Laura Richard
Laura Richard, County Clerk

Vincent Morales
Vincent Morales, Commissioner, Precinct 1

Andy Meyers
Andy Meyers, Commissioner, Precinct 3

