

MINUTES
FORT BEND COUNTY LEVEE IMPROVEMENT DISTRICT NO. 11

July 5, 2016

The Board of Directors (the "Board") of Fort Bend County Levee Improvement District No. 11 (the "District") met in regular session, open to the public, on the 5th day of July, 2016, inside the boundaries of the District, at Independent Bank, Sugar Land, Texas, and the roll was called of the members of the Board:

Justin Ring	President
Jared Jameson	Vice President/ Assistant Secretary
Stuart Rimes	Secretary/ Assistant Vice President

and all of the above were present, thus constituting a quorum.

Also present at the meeting were Jeff Perry of Levee Management Services, LLC ("LMS"); Christina Garcia of Myrtle Cruz, Inc.; Kelly Jurcek of Tax Tech, Inc.; David Riveria of LJA Engineering, Inc.; R.C. Kyles, resident of the District; and Lynne B. Humphries and Nikole Cales of Allen Boone Humphries Robinson LLP ("ABHR").

MINUTES

The Board considered approving the minutes of the June 13, 2016, regular meeting, which were provided in advance of the meeting. Following review and discussion, Director Jameson moved to approve the minutes as submitted. Director Ring seconded the motion, which was approved by unanimous vote.

COMMENTS AND QUESTIONS FROM THE PUBLIC

Mr. Kyles introduced himself and stated he resides at 7915 Arbor Hill Court. He stated his backyard and property line back up to the redundant levee. Mr. Kyles stated the grass on the levee along his fence has not been weed-eated in several months and the grass is now growing through and pushing on his fence. He inquired regarding maintenance of the area. Director Ring stated the District is responsible for maintenance and noted he has contacted the District's mower to look into why the weed eating has not been done. The Directors assured Mr. Kyles weed eating was included in the District's contract for mowing. Mr. Perry stated he will follow up with the mower as well.

TAX ASSESSMENT AND COLLECTION MATTERS

Ms. Jurcek distributed and reviewed the June tax assessor/collector's report, a copy of which is attached. She reported the District's 2015 taxes are 98.88% collected. Following review and discussion, Director Jameson moved to approve the tax

assessor/collector's report and payment of the tax bills. Director Rimes seconded the motion, which passed unanimously.

ASSOCIATION OF WATER BOARD DIRECTORS SUMMER CONFERENCE AND AUTHORIZE ATTENDANCE AT WINTER CONFERENCE

The Board discussed the summer AWBD conference. Director Ring stated he only submitted per diems for reimbursement because AWBD paid for his expenses as a Trustee of the organization. After review and discussion, Director Jameson moved to approve the per diem payments for Director Ring and authorize any interested directors to attend the winter AWBD conference in Austin, Texas, January 27- January 28, 2016. Director Rimes seconded the motion, which passed unanimously. It was noted the winter conference is legislatively oriented.

FINANCIAL AND BOOKKEEPING MATTERS

Ms. Garcia distributed and reviewed the bookkeeper's report, including the monthly budget comparison and list of checks presented for approval. A copy of the bookkeeper's report is attached. Ms. Garcia presented and reviewed a draft of the District's budget for the fiscal year ending September 30, 2017, a copy of which is attached to the bookkeeper's report. Following review and discussion, Director Jameson moved to approve the bookkeeper's report and authorize payment of the bills listed therein and defer adoption of the District's budget for the fiscal year ending September 30, 2017. Director Rimes seconded the motion, which passed unanimously.

LEVEE AND DITCH MOWING AND DRAINAGE CHANNEL CLEANOUT

The Board directed ABHR contact the District's mowing representative and request they attend the next Board of Directors meeting. The Board requested an agenda item also be added to discuss turf maintenance.

OPERATION OF DISTRICT FACILITIES

Mr. Perry presented and reviewed the operations report and reviewed and discussed work completed by LMS during the last month. A copy of the report is attached.

Mr. Perry stated the Brazos River is still elevated and is not expected to recede for several weeks. He stated once the water has receded, LMS will need to repair a discharge leak and noted LMS also will survey all of the District's facilities for any additional repairs. Mr. Perry stated he is also coordinating with the District's engineer to determine if any updates are necessary to the District's Emergency Action Plan.

Mr. Perry stated rip rap will be installed at outfall no. 2 when weather and water levels permit.

Mr. Perry reviewed a chart reflecting the golf club pumps water meter readings, a copy of which is attached to the operator's report. He noted the readings show the golf club continues to pump water out of the lake without authorization and is not pumping the same amount or more water back into the lake to replenish it. Director Ring noted the Greatwood Districts' Presidents concurred to recommend the District cap the intake pipe to prevent any further unauthorized pumping at the last Presidents' meeting. After review and discussion, Director Jameson moved to direct the District's operator to cap the unauthorized intake pipe in the District's lake and notify the Texas Commission on Environmental Quality regarding the golf club's unauthorized pumping of the water; and requested ABHR draft a letter notifying the golf club of the Board's actions. Director Rimes seconded the motion, which passed unanimously.

Following review and discussion, Director Ring moved to approve the operator's report. Director Jameson seconded the motion, which passed unanimously.

ENGINEERING MATTERS

The Board reviewed the engineer's report, a copy of which is attached.

Mr. Riveria stated bids for the installation of fencing to prevent unauthorized access to the District's levee will be re-solicited and presented next month.

Mr. Riveria stated there was an inquiry regarding utilizing District's drainage facilities and he noted Mr. Rusk informed the inquiring party that the land must be annexed into the District in order to utilize its drainage facilities.

Mr. Riveria discussed the capital improvement plan and inquired which projects the Board would like to include in the bond application. After discussion, the Board concurred to include all projects detailed in the capital improvement plan and requested Mr. Rusk also include an inundation study in the bond application. Mr. Riveria then presented and reviewed a proposal to prepare the bond application in an amount not to exceed \$40,000.

After review and discussion, Director Jameson moved to (1) approve the engineer's report; and (2) approve the proposal for preparation of the bond application in an amount not to exceed \$40,000 and direct that it be filed appropriately and retained in the District's official records. Director Rimes seconded the motion, which passed unanimously.

PHASE II MS4 STORM WATER MANAGEMENT PLAN IMPLEMENTATION

There was no discussion regarding this item.

COMMUNITY PROJECTS COMMITTEE ("CPC")

Directors Rimes updated the Board regarding CPC matters.

REPORTS ON GREATWOOD PRESIDENTS' MEETING AND ACTIVITIES AND FOLLOW UP ON LEVEE AND DRAINAGE FACILITIES AND OTHER DISTRICT AND GREATWOOD REGIONAL MATTERS

The Board discussed the Presidents' meeting.

FEDERAL FLOOD INSURANCE LEGISLATION, PERIMETER LEVEE MAINTENANCE, AND ATTENDANCE AT LEVEE CONFERENCES

There was no discussion regarding this item.

ATTORNEY'S REPORT

There were no additional items to report.

CONVENE IN EXECUTIVE SESSION PURSUANT TO SECTION 551.071, TEXAS GOVERNMENT CODE, TO CONDUCT A PRIVATE CONSULTATION WITH ATTORNEY TO DISCUSS PENDING OR CONTEMPLATED LITIGATION, OR A SETTLEMENT OFFER

The Board concurred it did not need to convene in executive session to discuss this matter.

RECONVENE IN EXECUTIVE SESSION AND AUTHORIZE APPROPRIATE ACTION REGARDING PENDING OR CONTEMPLATED LITIGATION, OR SETTLEMENT OFFER

The Board did not convene in executive session to discuss this matter.

CONVENE IN EXECUTIVE SESSION PURSUANT TO SECTION 551.072, TEXAS GOVERNMENT CODE, TO DELIBERATE THE PURCHASE, EXCHANGE, AND LEASE VALUE OF REAL PROPERTY

The Board convened in executive session at 6:23 p.m.

RECONVENE IN EXECUTIVE SESSION AND AUTHORIZE APPROPRIATE ACTION REGARDING PENDING OR CONTEMPLATED LITIGATION, OR SETTLEMENT OFFER

The Board reconvened in regular session at 6:32 p.m. After review and discussion, Director Rimes moved to approve sharing one-third of the total cost to

engage an attorney to assist with the evaluation of and recommendations to maintain property values within the District. Director Jameson seconded the motion, which passed unanimously. Director Rimes stated the costs will be shared with the Greatwood Community Association and Fort Bend County Municipal Utility District No. 106, with each party covering one-third of the total cost amount, if all parties approve.

There being no further business to come before the Board, the meeting was adjourned.

(SEAL)



Secretary, Board of Directors

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