

REGULAR MEETING October 1, 2018

BE IT REMEMBERED THAT ON THIS THE 1st DAY OF OCTOBER 2018, THERE WAS BEGUN AND HELD A REGULAR SESSION OF WEST BRAZORIA COUNTY DRAINAGE DISTRICT NO. 11 WITH THE FOLLOWING MEMBERS PRESENT:

Willie Sanders, Director Section 1
Mark Ducroz, Director Section 2
Horace Buchanan, Director Section 3
John Phillips, Director Section 4
Doyle Bennett, Director Section 5

CONVENING MEETING

President Ducroz convened this Regular Session of West Brazoria County Drainage District No.11 at 4:00 PM finding a quorum present. Director Sanders gave the invocation and President Ducroz led the audience in the Pledge of Allegiance.

PERSONAL APPEARANCES

Mr. Wayne Patterson of West Columbia asked questions about why water is draining into the city instead of out of it. His main concern was his mother's house which has water running through her back yard. Director Phillips explained that the city is responsible for drainage at that location.

ORDER NO. 1 – APPROVAL OF MINUTES OF MEETING OF SEPTEMBER, 2018

Motion by Director Buchanan, second by Director Phillips, to approve the September, 2018, meeting minutes. All present voting aye, motion carried.

ORDER NO. 2 – APPROVAL OF THE FINANCIAL REPORT OF SEPTEMBER 2018

Each director was given a copy of the September, 2018, financial report prepared and presented by Ms. Lanehart. The financial report is attached. Motion by Director Buchanan, second by Director Phillips, to accept the September, 2018, financial report as presented. All present voting aye, motion carried.

ENGINEER'S REPORT

Mr. Collins presented a list on ongoing projects and highlighted two with special circumstances. He reported that he is reviewing the Bell Creek project which contains a few errors. There was a question about control of the outfall ditch and mention that drainage plans have not been presented to the district. Form W-9 is needed for determining applicable fees for pipeline crossings and other projects and is available through Ms. Lanehart.

DIRECTOR'S REPORT – DIRECTOR PHILLIPS – SECTION 4

Director Phillips presented his report which is attached to these minutes.

DIRECTOR'S REPORT – DIRECTOR BENNETT – SECTION 5

Director Bennett presented his report which is attached to these minutes.

DIRECTOR'S REPORT – DIRECTOR SANDERS – SECTION 1

Director Sanders presented his report which is attached to these minutes.

ORDER NO. 3 - WORK TO BE APPROVED – SECTION 4

Motion by Director Sanders, second by Director Phillips, to have Marshall Finley size and install culverts in the main drainage ditch on Johnson/Peden (521 Access Tract) easement right-of-way off FM 521. All present voting aye, motion carried.

DIRECTOR'S REPORT – DIRECTOR BUCHANAN – SECTION 3

Director Buchanan presented his report which is attached to these minutes.

DIRECTOR'S REPORT – DIRECTOR DUCROZ – SECTION 2

Director Ducroz presented his report which is attached to these minutes.

HERBICIDE REPORT

Director Sanders prepared a copy of the herbicide report which is attached.

ORDER NO. 4 – APPROVAL OF ACCOUNTS PAYABLE

Motion by Director Buchanan, second by Director Sanders, to approve payment of bills as presented in the amount of \$16,580.04. A list of bills approved for payment is attached. All present voting aye, motion carried.

ORDER NO. 5– INVESTMENT OFFICER'S REPORT

Mr. Buchanan reported \$62,000 plus an additional amount of \$15,260 was transferred from a money market account to the operating account last month. Due to bills payable, he has requested \$16,600 be transferred from the money market account to the operating account. Motion by Director Buchanan, second by Director Sanders, to transfer \$16,600 from the money market account to the operating account. All present voting aye, motion carried.

ORDER NO. 6 – CHANGE OF ELECTION DATES TO EVEN YEARS.

Motion by Director Phillips, second by Director Bennett, to move the dates of district elections from odd years to even years. Chapter 49 of the Water Code and the enabling legislation for the district states that district elections should be held in even years. Previously the district had voted to move the elections to odd years. But due to the every ten year census and the redistricting that followed, in some years, odd-year elections had to be delayed. The next census and district election will occur in 2020 before the redistricting process begins. All present voting aye, motion carried.

The recorded vote is as follows:

Director Buchanan – aye
Director Sanders – aye
Director Ducroz – aye
Director Bennett – aye
Director Phillips - aye

ORDER NO. 7 – APPROVE AND SIGN SPECIAL USE PERMIT FROM U.S. PARKS AND WILDLIFE

Motion by Director Phillips, seconded by Director Bennett, to approve and sign a special use permit from U.S. Parks and Wildlife on the Brothers Ranch and Eagle Nest Lake Refuge, to allow the district to clean ditches as needed. All present voting aye, motion carried.

ORDER NO. 8 - BELL CREEK MOBILE HOME PROJECT – LETTER TO MUNICIPALITIES

Motion by Director Ducroz, second by Director Sanders, to have Mrs. Cudd send a letter to all cities in the district containing a copy and explanation of Water Code Section 49.211. This letter should provide clarification of the requirement that drainage plans inside cities be approved by the drainage district. All present voting aye, motion carried.

ORDER NO. 9 - BELL CREEK MOBILE HOME PROJECT

Motion by Director Phillips, second by Director Bennett, to have Mrs. Cudd send a letter to Jason Waligura, the Project Manager of the Bell Creek Mobile Home Project, that the district will file an injunction to halt the project if the drainage plans and a hydrological report for the project are not provided. All present voting aye, motion carried.

LICENSE AGREEMENTS

After speaking with Pearland and Velasco Drainage Districts, Director Ducroz reported that Pearland has changed their license agreement to a Mutual Agreement. Part of the agreement puts a cap of a dollar amount of work that can be done before the party signing the agreement with the district agrees to give the district an easement. This should help prevent the district from spending large amounts of money before the other entity cancels the agreement.

ORDER NO. 10 – AUTHORIZE 2017-2018 AUDIT AND AUDIT ENGAGEMENT

Motion by Director Buchanan, second by Director Phillips, to continue to engage Curtis Craig, CPA, as auditor for the 2017 – 2018 year. All present voting aye, motion carried.

ANNOUNCEMENTS

Mr. Collins announced that efforts are being made to build a data base of all outfall ditches, creeks, etc in the district. Mr. Linder reported he hopes to have a meeting between the county and others to create an atlas of the county.

ORDER NO. 11 – ADJOURN

Motion by Director Buchanan, second by Director Bennett, to adjourn the regular meeting. All present voting aye, motion carried.

President Ducroz adjourned the meeting at 5:02 PM.

MARK DUCROZ, PRESIDENT
DIRECTOR SECTION 2

Attest:

WILLIE SANDERS, SECRETARY
DIRECTOR SECTION 1