

MINUTES

FORT BEND COUNTY LEVEE IMPROVEMENT DISTRICT NO. 15

March 13, 2019

The Board of Directors (“Board”) of Fort Bend County Levee Improvement District No. 15 (“LID 15”) met in special session, open to the public, on March 13, 2019, at The Muller Law Group, PLLC, 202 Century Square Boulevard, Sugar Land, Texas 77478, outside the boundaries of the District, and the roll was called of the members of the Board:

Darrell Groves	President
Rohit Sankholkar	Secretary
Girish Misra	Vice President
Jeffery Anderson	Assistant Secretary
Premal Shah	Assistant Vice President

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

Also present at the meeting were: Chad Hablinski of Costello, Inc.; Pamela Lightbody of AVANTA Services; and Nancy Carter and Kene Chinweze of The Muller Law Group, PLLC.

STEEP BANK CREEK PUMP STATION MATTERS

PROPOSED PUMP STATION EXPANSION

Ms. Carter presented and reviewed a proposed Cost Sharing Agreement for Steep Bank Creek Pump Station Expansion Project (“Expansion Agreement”) between LID 15 and Fort Bend County Levee Improvement District No. 19 (“LID 19”). Ms. Carter explained that the Expansion Agreement was proposed by LID 19 to formalize the mutual understanding LID 15 and LID 19 reached regarding the expansion of pumping capacity at the Steep Bank Creek Pump Station. The Board discussed revising certain recitals and terms stated within the Expansion Agreement and requested to recharacterize the Expansion Agreement as a memorandum of understanding between the parties.

The Board reiterated its position on funding the expansion project to handle only up to a 10-year rain event under actual rainfall data adopted for regulatory purposes by Fort Bend County Drainage District. Mr. Hablinski discussed the County’s position on Atlas 14 rainfall data, stating he expects the County to adopt Atlas 14 rainfall data in the future but is unsure as to when the adoption will occur.

After review and discussion, Director Misra moved to approve the Expansion Agreement, subject to LID 19’s acceptance of the proposed revision and final approval by LID 15’s Technical Committee. Director Shah seconded the motion, which passed by unanimous vote.

COST SHARING AGREEMENT FOR SITE PAVING IMPROVEMENTS

Ms. Carter reported that LID 19 did not accept LID 15’s proposed revision to the Cost Sharing Agreement for Site Paving Improvements at Steep Bank Creek Pump Station

("Paving Agreement") in which all costs of maintenance and repairs to the project shall be allocated in accordance to the pro rata share of the site paving project costs, being 72.7% allocated to LID 19 and 27.3% allocated to LID 15.

The Board discussed whether to approve the Paving Agreement as originally drafted, which provided that all costs of maintenance and repairs to the site paving shall be allocated in accordance to the pro rata share set forth in the existing First Amended and Restated Maintenance Agreement for Regional Pump Station, being 44.7% allocated to LID 19 and 55.3% allocated to LID 15.

After review and discussion, Director Anderson moved to approve the Paving Agreement as originally drafted. Director Sankholkar seconded the motion, which carried by unanimous vote.

There being no further business to come before the Board, the Board concurred to adjourn the meeting.




Secretary, Board of Directors

Any documents referenced in these minutes and not attached herein are retained in the District's official records in accordance with the District's Record Management Program and are available upon request.

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