

MINUTES
FORT BEND SUBSIDENCE DISTRICT
REGULAR MEETING
OF THE BOARD OF DIRECTORS
January 27, 2016
3:00 P.M.

MEMBERS OF THE BOARD PRESENT: Karl Baumgartner, Bob DeForest, Mark Gehringer, Bobby Kunz, Marvin Marcell, Morris Mitchell, Jon Strange, Lisa Stasney, Lawrence Vaccaro, William Wallace, B. T. Williams, Greg Wine and Benny Wleczyk.

MEMBERS OF THE BOARD ABSENT: Clifton Aldrich and James Clark.

STAFF PRESENT: Mike Turco, Robert Thompson, Kevin Ebrom, Greg Ellis, and Wanda Sebesta.

PRESIDING: Chairman, Marvin Marcell.

Chairman Marcell called the meeting to order in the sixth floor meeting room of the Wm. B. Travis Building, in Richmond, Texas, and announced the presence of a quorum.

THE PLEDGE OF ALLEGIANCE

2. Mr. Wleczyk led the pledge of allegiance to the United States and Texas flags.

APPROVAL OF THE MINUTES

3. Mr. Williams moved that the minutes of the regular meeting, November 24, 2015, be approved; it was seconded by Mr. Strange. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

RECEIVE HEARING EXAMINER'S REPORT AND CONSIDER GRANTING, DENYING OR AMENDING APPLICATIONS FOR WATER WELL PERMITS HEARD AT THE DECEMBER 3, 2015, AND JANUARY 7, 2016, HEARINGS

- 4.1 Robert Thompson presented the Hearing Examiner's Report from the December 3, 2015, and January 7, 2016, Hearings (Exhibit #1).
- 4.2 Mr. Strange moved to approve the Hearing Examiner's Report from the December 3, 2015, and January 7, 2016, Hearings; it was seconded by Mr.

Wallace. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

EMERGENCY APPROVALS

5. Robert Thompson reviewed the Emergency applications and stated that the Emergency Requests for Roland Adamson, Gulf Coast Stabilized, Victor Solis and Williams Brothers Construction had been approved by the General Manager.
 - 5.1 Mr. DeForest moved to ratify the action taken by the General Manager granting Emergency Approvals for Roland Adamson, Gulf Coast Stabilized, Victor Solis and Williams Brothers Construction; it was seconded by Mr. Gehringer. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

RESOLUTION CERTIFYING THE INVESTMENT POLICY AND INVESTMENT STRATEGIES

6. Chairman Marcell introduced the resolution certifying the Investment Policy and investment strategies

CAPTION

RESOLUTION CERTIFYING THE INVESTMENT POLICY AND INVESTMENT STRATEGIES

(This Resolution is of record in Resolution Book V of the Fort Bend Subsidence District being Resolution 16-368).

- 6.1 Mr. Baumgartner moved to approve Resolution 16-368 certifying the Investment Policy and investment strategies: it was seconded by Mr. Wine. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

GENERAL MANAGER'S REPORT

7. Mr. Turco updated the Board on pertinent operational and management issues that the District, its employees, or consultants have encountered since the last regular Board meeting.

MEMBERS OF THE PUBLIC

8. Members of the public present were John Maresh, with the City of Rosenberg, Colleen Spencer, with the City of Sugar Land, Christina Miller and Janice Hayes, with the North Fort Bend Water Authority, and Robert Upton, with the City of Missouri City, and Janice Hayes, with Brown & Gay. There were no comments from the members of the public.

CONSULTATION WITH THE GENERAL COUNSEL ON RECENT LITIGATION ON GROUNDWATER ISSUES

9. Greg Ellis updated the Board on recent litigation on groundwater issues.

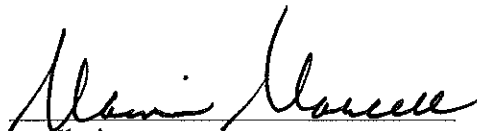
EXECUTIVE SESSION

10. The Board of Directors went into Executive Session at 3:32 p.m. as authorized under the Open Meetings Act, Section 551.071, Government Code, to discuss Item J of the Agenda.
- 10.1 Following the Executive Session, the Board then resumed the open meeting at 3:40 p.m.

COMPROMISE AND SETTLEMENT AGREEMENTS

11. Kevin Ebrum reviewed the circumstances regarding the violations for Rotary Drilling Tools and Scott Drilling.
- 11.1 Mr. Strange moved to make the standard offer and authorize the General Manager to offer Compromise and Settlement Agreements on behalf of the Board, to Rotary Drilling Tools and Scott Drilling; it was seconded by Mr. Wine. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, THE MEETING WAS ADJOURNED.

BY: 
Chairman

ATTEST: 
Secretary