

**MINUTES**  
*FORT BEND SUBSIDENCE DISTRICT*  
REGULAR MEETING  
OF THE BOARD OF DIRECTORS  
*February 24, 2016*  
3:00 P.M.

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

**MEMBERS OF THE BOARD ABSENT:** James Clark, Morris Mitchell, and Lisa Stasney.

**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. Aldrich led the pledges of allegiance.

**OATH OF OFFICE**

3. Wanda Sebesta administered the Oath of Office to Clifton Aldrich, Bob DeForest, Mark Gehringer, Bobby Kunz, Marvin Marcell, and William Wallace.

**ELECTION OF OFFICERS**

4. Chairman Marcell asked for nominations for the offices of Chairman, Vice Chairman, and Secretary. Mr. Wleczyk moved to keep the current slate of officers as Mr. Marcell, Chairman, Mr. Williams, Vice-Chairman, and Mr. Wallace, Secretary; it was seconded by Mr. Aldrich. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

**APPROVAL OF THE MINUTES**

5. Mr. Strange moved that the minutes of the regular meeting, January 27, 2016, be approved; it was seconded by Mr. DeForest. 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 FEBRUARY 4, 2016, HEARING**

6. Robert Thompson presented the Hearing Examiner's Report from the February 4, 2016, Hearing, adding that the new well application for Andrea Raskansky would be included in this report (Exhibit #1).
  - 6.1 Mr. Strange moved to approve the Hearing Examiner's Report from the February 4, 2016, Hearing; it was seconded by Mr. Wallace. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

**EMERGENCY APPROVALS**

7. Robert Thompson reviewed the Emergency application and stated that the Emergency Request for Rosenberg DTP XII, LLC had been approved by the General Manager.
  - 7.1 Mr. DeForest moved to ratify the action taken by the General Manager granting Emergency Approval for Rosenberg DTP XII, LLC; it was seconded by Mr. Wleczyk. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

**RESOLUTION CALLING A PUBLIC HEARING FOR THE PURPOSE OF HEARING TESTIMONY REGARDING THE DETERMINATION OF EFFECTS OF GROUNDWATER WITHDRAWAL ON LAND SUBSIDENCE DURING THE YEAR ENDING DECEMBER 31, 2015**

8. Chairman Marcell introduced the resolution calling a Public Hearing for the purpose of hearing testimony regarding the determination of effects of groundwater withdrawal on land subsidence during the year ending December 31, 2015.

**CAPTION**

**RESOLUTION CALLING A PUBLIC HEARING FOR THE PURPOSE OF HEARING TESTIMONY REGARDING THE DETERMINATION OF EFFECTS OF GROUNDWATER WITHDRAWAL ON LAND SUBSIDENCE DURING THE YEAR ENDING DECEMBER 31, 2015.**

(This Resolution is of record in Resolution Book V of the Fort Bend Subsidence District being Resolution 16-369).

- 8.1 Mr. Aldrich moved to approve Resolution 16-369 calling a Public Hearing for the purpose of hearing testimony regarding the determination of effects of groundwater withdrawal on land subsidence during the year ending December 31, 2015: it was seconded by Mr. Strange. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

#### **GENERAL MANAGER'S REPORT**

9. 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.

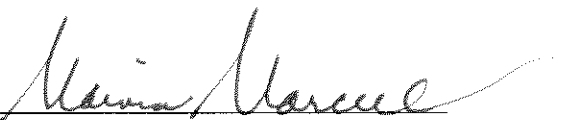
#### **MEMBERS OF THE PUBLIC**

10. Members of the public present were John Maresh and Charles Kalkomey, with the City of Rosenberg, Charles Shumate, Christina Miller and Janice Hayes, with the North Fort Bend Water Authority, and Jason Kirby, with Ft. Bend Co. W.C.I.D. #2. There were no comments from the members of the public.

#### **CONSULTATION WITH THE GENERAL COUNSEL ON RECENT LITIGATION ON GROUNDWATER ISSUES**

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

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

BY:   
Chairman

ATTEST:  
  
Secretary