

MINUTES
FORT BEND SUBSIDENCE DISTRICT
REGULAR MEETING
OF THE BOARD OF DIRECTORS
OCTOBER 28, 2015
3:00 P.M.

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

MEMBERS OF THE BOARD ABSENT: James Clark, Bob DeForest, and Morris Mitchell.

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 first floor meeting room of the Wm. B. Travis Building, in Richmond, Texas, and announced the presence of a quorum.

APPROVAL OF THE MINUTES

2. Mr. Strange moved that the minutes of the regular meeting, August 26, 2015, be approved; it was seconded by Mr. Aldrich. 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 SEPTEMBER 3, 2015, AND OCTOBER 1, 2015, HEARINGS

- 3.1 Robert Thompson presented the Hearing Examiner's Report from the September 3, 2015, and October 1, 2015, Hearings (Exhibit #1).
 - 3.1 Representatives from Cinco M.U.D. 1 gave an update of the Cinco M.U.D. 1 well located in the Jasper Aquifer, and answered questions from members of the Board.
 - 3.2 Mr. Strange moved to approve the Hearing Examiner's Report from the September 3, 2015, and October 1, 2015 Hearings; it was seconded by Mr. Wallace. Chairman Marcell asked for comments from the public.

- 3.3 Rhea Ragle, representing Weston Lakes POA, addressed the Board concerning the new well applications located within Weston Lakes. Weston Lakes POA asked the Board to continue consideration of these wells to the next Board meeting to allow time for the Weston Lakes POA to review the applications.
- 3.4 Mr. Aldrich moved to divide the question and consider six new well applications (Well Nos. 1558-Oliver Coker, 1560-Joe Nixon, 1561-Steve Mangel, 1562-Brandon Peck, 1563-Scott Brooks and 1564-Tony Leal) separately from the rest of the Hearing Examiner's report. Mr. Strange accepted the motion as a friendly amendment. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.
- 3.5 Mr. Aldrich moved to table six new well applications (Well Nos. 1558-Oliver Coker, 1560-Joe Nixon, 1561-Steve Mangel, 1562-Brandon Peck, 1563-Scott Brooks and 1564-Tony Leal) to the next Board meeting. After discussion, Mr. Aldrich changed his motion to table four new well applications (1563-Scott Brooks, 1558-Oliver Coker, 1560-Joe Nixon and 1562-Brandon Peck), all of which would be located in Weston Lakes to the next Board meeting; Mr. Strange seconded the amendment. Chairman Marcell put the question and, after the vote, announced the motion carried with Mr. Wallace and Mr. Gehringer voting against.
- 3.6 Mr. Aldrich moved to approve the Hearing Examiner's Report from the October 1, 2015 Hearings for Well Nos. 1561-Steve Mangel and 1564-Tony Leal; it was seconded by Mr. Strange. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

EMERGENCY APPROVALS

4. Robert Thompson reviewed the Emergency application and stated that the Emergency Request for David Harbers had been approved by the General Manager.
 - 4.1 Mr. Wleczyk moved to ratify the action taken by the General Manager granting Emergency Approval for David Harbers; it was seconded by Mr. Aldrich. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

RESOLUTION ADOPTING A BUDGET FOR THE FORT BEND SUBSIDENCE DISTRICT FOR THE PERIOD BEGINNING JANUARY 1, 2016, AND ENDING DECEMBER 31, 2016, AND AUTHORIZING AN INTER-LOCAL AGREEMENT WITH THE HARRIS-GALVESTON SUBSIDENCE DISTRICT

5. Chairman Marcell introduced the resolution adopting a budget for the Fort Bend Subsidence District for the period beginning January 1, 2016, and ending December 31,

2016, and authorizing an Inter-Local Agreement with the Harris-Galveston Subsidence District.

CAPTION

RESOLUTION ADOPTING A BUDGET FOR THE FORT BEND SUBSIDENCE DISTRICT FOR THE PERIOD BEGINNING JANUARY 1, 2016, AND ENDING DECEMBER 31, 2016, AND AUTHORIZING AN INTER-LOCAL AGREEMENT WITH THE HARRIS-GALVESTON SUBSIDENCE DISTRICT

(This Resolution is of record in Resolution Book V of the Fort Bend Subsidence District being Resolution 15-364).

- 5.1 Mr. Wine moved to approve Resolution 15-364 adopting a budget for the Fort Bend Subsidence District for the period beginning January 1, 2016, and ending December 31, 2016, and authorizing an Inter-Local Agreement with the Harris-Galveston Subsidence District; it was seconded by Mr. Vaccaro. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

RESOLUTION AUTHORIZING THE EXECUTION OF A JOINT-FUNDING AGREEMENT WITH THE UNITED STATES GEOLOGICAL SURVEY TO PROVIDE FOR A COOPERATIVE RESEARCH PROGRAM FOR THE COLLECTION AND PUBLICATION OF WATER RESOURCE AND SUBSIDENCE DATA FOR THE YEAR ENDING DECEMBER 31, 2016; AND AUTHORIZING THE EXPENDITURE OF FUNDS

6. Mr. Turco introduced the resolution authorizing the execution of a Joint-Funding Agreement with the United States Geological Survey to provide for a cooperative research program for the collection and publication of water resource and subsidence data for the year ending December 31, 2016; and authorizing the expenditure of funds. Mr. Turco also introduced David Brown, the new chief hydrologist for the United States Geological Survey.

CAPTION

RESOLUTION AUTHORIZING THE EXECUTION OF A JOINT-FUNDING AGREEMENT WITH THE UNITED STATES GEOLOGICAL SURVEY TO PROVIDE FOR A COOPERATIVE RESEARCH PROGRAM FOR THE COLLECTION AND PUBLICATION OF WATER RESOURCE AND SUBSIDENCE DATA FOR THE YEAR ENDING DECEMBER 31, 2016; AND AUTHORIZING THE EXPENDITURE OF FUNDS

(This Resolution is of record in Resolution Book V of the Fort Bend Subsidence District being Resolution 15-365)

- 6.1 Mr. Aldrich moved to approve Resolution 15-365 authorizing the execution of a Joint-Funding Agreement with the United States Geological Survey to provide for a cooperative research program for the collection and publication of water resource and subsidence data for the year ending December 31, 2016; and authorizing the expenditure of funds; it was seconded by Mr. Strange. Chairman Marcell put the questions and, after the vote, announced the motion carried unanimously.

RESOLUTION SETTING THE BOARD MEETING DATE FOR DECEMBER, 2015

7. Chairman Marcell introduced the resolution setting the Board meeting date for December, 2015.

CAPTION

RESOLUTION SETTING THE BOARD MEETING DATE FOR DECEMBER, 2015

(This Resolution is of record in Resolution Book V of the Fort Bend Subsidence District being Resolution 15-366)

- 7.1 Mr. Strange moved to approve the resolution moving the regular Board meeting date to December 16, 2015; it was seconded by Mr. Aldrich. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.
- 7.2 The November Board meeting date is November 25, 2015.

MEMBERS OF THE PUBLIC

8. Members of the public present were John Maresh, with the City of Rosenberg, Matt Breazeale, with the City of Richmond, Charles Shumate, with the North Fort Bend Water Authority, Rhea Dagle, with Weston Lakes POA, David Brown, with the USGS, Colleen Spencer, with the City of Sugar Land, Steve Robinson, Tim Lawrence, John Siefert, and Bill Norris, with Cinco M.U.D. 1, and John Loper.
 - 8.1 Mr. Loper requested the 2016 Budget be placed on the District's website.

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.

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

10. There was no update on recent litigation on groundwater issues.

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

BY: 
Chairman

ATTEST:


Secretary