

MINUTES
FORT BEND SUBSIDENCE DISTRICT
REGULAR MEETING
OF THE BOARD OF DIRECTORS
August 22, 2018
3:00 P.M.

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

MEMBERS OF THE BOARD ABSENT: Clifton Aldrich and Quart Graves.

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

PRESIDING: Marvin Marcell, Chairman.

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.

PLEDGE OF ALLEGIANCE

2. Charles Jessup, Mayor of the City of Meadows Place, led the Pledges of Allegiance.
 - 2.1 Mr. Wine now present.

APPROVAL OF THE MINUTES OF THE REGULAR BOARD MEETING

3. Mr. Williams moved that the minutes of the regular meeting, July 25, 2018, 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 AUGUST 2, 2018, HEARING

4. Robert Thompson presented the Hearing Examiner's Report from the August 2, 2018, Hearing. (Exhibit #1)
 - 4.1 Mr. Wleczyk moved to approve the Hearing Examiner's Report from the August 2, 2018, Hearing; it was seconded by Mr. Strange. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

EMERGENCY APPROVAL

5. Robert Thompson stated that Emergency Approval had been granted by the General Manager for DeMarco Machine and Weisinger, Inc.
 - 5.1 Mr. Wallace moved to ratify the action taken by the General Manager granting Emergency Approval to DeMarco Machine and Weisinger, Inc.; it was seconded by Mr. Anderson. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

RESOLUTION AMENDING THE BUDGET FOR THE FORT BEND SUBSIDENCE DISTRICT FOR THE PERIOD BEGINNING JANUARY 1, 2018, AND ENDING DECEMBER 31, 2018

6. Mr. Turco reviewed Resolution 18-400 amending the budget for the Fort Bend Subsidence District for the period beginning January 1, 2018, and ending December 31, 2018.

CAPTION

RESOLUTION AMENDING THE BUDGET FOR THE FORT BEND SUBSIDENCE DISTRICT FOR THE PERIOD BEGINNING JANUARY 1, 2018, AND ENDING DECEMBER 31, 2018.

(This Resolution is of record in Resolution Book V of the Fort Bend Subsidence District being Resolution 18-400.)

- 6.1 Mr. Wine moved to approve Resolution 18-400 amending the budget for the Fort Bend Subsidence District for the period beginning January 1, 2018, and ending December 31, 2018; it was seconded by Mr. Strange. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

PRESENTATION FROM INTERA, INC. REGARDING THE INVESTIGATION OF BRACKISH GROUNDWATER RESOURCES IN THE GULF COAST AQUIFER IN HARRIS, GALVESTON, FORT BEND, AND SURROUNDING COUNTIES

7. Van Kelly, with Intera, Inc. presented the report to the Board.

COMMENTS FROM MEMBERS OF THE PUBLIC

8. Members of the public present were Christina Miller and Lindsay Kovar, with the North Fort Bend Water Authority, Katy Clayton, with the City of Sugar Land, Rigo Calzoncin, with the City of Rosenberg, Daniel McGraw, with the City of Missouri City, Charles Jessup, Mayor of the City of Meadows Place, Van Kelly, with Intera, Inc. and Matt Breazeale.

- 8.1 Mayor Jessup thanked the Fort Bend Subsidence District for the effort to control subsidence in Fort Bend County.

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

EXECUTIVE SESSION

11. The Board of Directors went into Executive Session at 4:20 p.m. as authorized under the Open Meetings Act, Section 551.071, Government Code, to discuss Item L of the Agenda.


- 11.1 Following the Executive Session, the Board then resumed the open meeting at 4:30 p.m.

COMPROMISE AND SETTLEMENT AGREEMENTS

12. Kevin Ebrom reviewed the circumstances regarding the violations for Kenneth Chambers, Donovan 1986 Trusts 5 & Mary E. Donovan, and Twinwood (U.S.), Inc.

- 12.1 Mr. Wallace moved to authorize the General Manager to offer Compromise and Settlement Agreements on behalf of the Board to Kenneth Chambers, Donovan 1986 Trusts 5 & Mary E. Donovan, and Twinwood (U.S.), Inc.; it was seconded by Mr. Strange. 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