

**MINUTES**  
*FORT BEND SUBSIDENCE DISTRICT*  
REGULAR MEETING  
OF THE BOARD OF DIRECTORS  
*September 26, 2018*  
3:00 P.M.

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

**MEMBERS OF THE BOARD ABSENT:** Clifton Aldrich, Mark Gehringer and Morris Mitchell.

**STAFF PRESENT:** Mike Turco, Robert Thompson, Greg Ellis, Kevin Ebrom, Daniel Newcomb, David Agatha, 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. Mr. Wleczyk led the pledges of allegiance.
  - 2.1 Ms. Tucker and Mr. Graves now present.

**APPROVAL OF THE MINUTES OF THE REGULAR BOARD MEETING**

3. Mr. Strange moved that the minutes of the regular meeting, August 22, 2018, be approved; it was seconded by Mr. Anderson. 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 6, 2018, HEARING**

4. Robert Thompson presented the Hearing Examiner's Report from the September 6, 2018, Hearing. (Exhibit #1)
  - 4.1 Mr. Strange moved to approve the Hearing Examiner's Report from the September 6, 2018, Hearing; it was seconded by Mr. Wallace. 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 Word of Restoration International Christian Church.
  - 5.1 Mr. DeForest moved to ratify the action taken by the General Manager granting Emergency Approval to Word of Restoration International Christian Church; it was seconded by Mr. Wine. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

#### **RECOMMENDATION FROM THE SCIENCE AND RESEARCH COMMITTEE AUTHORIZING THE GENERAL MANAGER TO NEGOTIATE A PROFESSIONAL SERVICES CONTRACT AND SCOPE OF WORK FOR THE EVALUATION OF PROJECTED POPULATION AND WATER DEMAND IN FORT BEND COUNTY**

6. Mr. Turco presented the recommendation from the Science and Research Committee authorizing the General Manager to negotiate a Professional Services Contract and Scope of Work for the evaluation of projected population and water demand in Fort Bend County.
  - 6.1 Mr. Turco stated that Freese and Nichols was recommended by the Science and Research Committee for the Professional Services Contract and Scope of Work for the evaluation of projected population and water demand in Fort Bend County.
  - 6.2 Mr. Strange moved to accept the recommendation of the Science and Research Committee and authorize the General Manager to negotiate a Professional Services Contract and Scope of Work with Freese and Nichols; it was seconded by Mr. Wine. Chairman Marcell put the question and, after the vote announced the motion carried unanimously.

#### **RESOLUTION APPROVING AN INTERLOCAL AGREEMENT FOR GOVERNMENTAL FUNCTIONS AND SERVICES RELATED TO JOINT PLANNING FOR GROUNDWATER MANAGEMENT AREA 14**

7. Mr. Turco reviewed Resolution 18-401 approving an Interlocal Agreement for Governmental Functions and Services related to joint planning for Groundwater Management Area 14.

#### **CAPTION**

#### **RESOLUTION TO APPROVE AN INTERLOCAL AGREEMENT FOR GOVERNMENTAL FUNCTIONS AND SERVICES RELATED TO JOINT PLANNING FOR GROUNDWATER MANAGEMENT AREA 14.**

(This Resolution is of record in Resolution Book V of the Fort Bend Subsidence District being Resolution 18-401.)

- 7.1 Mr. Wleczyk moved to approve Resolution 18-401 approving an Interlocal Agreement for Governmental Functions and Services related to joint planning for Groundwater Management Area 14; it was seconded by Mr. Strange. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

#### **COMMENTS FROM MEMBERS OF THE PUBLIC**

8. Members of the public present were Lindsay Kovar, with the North Fort Bend Water Authority, Katy Clayton, with the City of Sugar Land, Rigo Calzoncin, with the City of Rosenberg, Charles Kalkomey, with Jones & Carter, Scott Fajkus, with the City of Richmond, and Jason Afinowicz, with Freeze and Nichols.

#### **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.

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

BY: B Williams  
Chairman

ATTEST:  
[Signature]  
Secretary