

MINUTES
FORT BEND SUBSIDENCE DISTRICT
REGULAR MEETING
OF THE BOARD OF DIRECTORS
April 24, 2019
3:00 P.M.

MEMBERS OF THE BOARD PRESENT: Jay Anderson, Mark Gehringer, Quart Graves, Linda Harnist, 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: Karl Baumgartner and Bob DeForest.

STAFF PRESENT: Robert Thompson, Kevin Ebrom, Greg Ellis, Tina Petersen, Daniel Newcomb, 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. Wallace led the pledges of allegiance.

APPROVAL OF THE MINUTES OF THE REGULAR BOARD MEETING

3. Mr. Strange moved that the minutes of the regular meeting, March 27, 2019, be approved; it was seconded by Mr. Wallace. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

***A MOMENT OF SILENCE WAS OBSERVED IN HONOR OF DISTRICT EMPLOYEE
DAVID AGATHA***

**RECEIVE HEARING EXAMINER'S REPORT AND CONSIDER GRANTING,
DENYING OR AMENDING APPLICATIONS FOR WATER WELL PERMITS HEARD
AT THE APRIL 4, 2019, HEARING**

4. Robert Thompson presented the Hearing Examiner's Report from the April 4, 2019, Hearing. (Exhibit #1).
 - 4.1 Mr. Strange moved to approve the Hearing Examiner's Report from the April 4, 2019, Hearing, and to include the recommendation page for Islamic Society of Greater Houston-ISGH (Well No. 2107); it was seconded by Mr. Anderson. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

RECOMMENDATION FROM THE FINANCE COMMITTEE TO ACCEPT THE ANNUAL FINANCIAL AUDIT FOR THE FISCAL YEAR ENDING DECEMBER 31, 2018

5. Daniel Newcomb and Patrick Simmons, the WhitleyPenn representative, reviewed the annual financial audit for fiscal year ending December 31, 2018.
 - 5.1 Mr. Wine moved to accept the annual financial audit for the fiscal year ending December 31, 2018; it was seconded by Mr. Strange. Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

RESOLUTION APPROVING A COMPLIANCE AND ENFORCEMENT POLICY

6. Mr. Williams, Robert Thompson and Greg Ellis reviewed Resolution 19-411 approving a Compliance and Enforcement Policy.

CAPTION

RESOLUTION APPROVING A COMPLIANCE AND ENFORCEMENT POLICY

(This resolution is of record in Resolution Book V of the Fort Bend Subsidence District being Resolution 19-411.)

- 6.1 Mr. Williams moved to approve Resolution 19-411 approving a Compliance and Enforcement Policy; it was seconded by Mr. Wine. Resolution 19-411 is to include the following provision: **4) Any funds received through compromise and settlement payments, judgments collected, and civil penalties paid net of any costs paid by the District shall be deposited to the District's Science and Research Fund.** Chairman Marcell put the question and, after the vote, announced the motion carried unanimously.

COMMENTS FROM MEMBERS OF THE PUBLIC

7. There were no comments from members of the public. 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, and Fadna Behnam and William Saour, with Benchmark Engineering Corp., representing Ft. Bend County M.U.D. 133.

MONTHLY FINANCIAL STATEMENT

8. Daniel Newcomb presented the monthly financial statement to the Board.

GENERAL MANAGER'S REPORT

9. Robert Thompson 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 AND GROUNDWATER ISSUES

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

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

BY: B Williams
Chairman

ATTEST:
[Signature]
Secretary