

**MINUTES
HARRIS-GALVESTON SUBSIDENCE DISTRICT
REGULAR MEETING
OF THE BOARD OF DIRECTORS
MARCH 11, 2015
10:00 A.M.**

MEMBERS OF THE BOARD PRESENT: Alan Petrov (Chair), Edgar Barlow, Chris Canonico, James Edwards, Joe Goins, Alberto Gonzalez, Jason Hayley, Ken Hufstetler, Don Johnson, Bill Latimer, Pam Puckett, Kathy Rogers, Dennis Sander, Kyle Sears and Linn Smyth.

MEMBERS OF THE BOARD ABSENT: Susan Baird, Pete Côté, Lindall Murff and Robert Ybañez.

PRESIDING: Alan Petrov

Chairman Petrov called the meeting to order at 10:12 a.m. in the Boardroom of the District office and announced the presence of a quorum.

PUBLIC COMMENTS

1. None

APPROVAL OF THE MINUTES

2. Mr. Canonico moved that the minutes of the regular meeting of February 11, 2015, be approved as presented; it was seconded by Ms. Puckett. Chairman Petrov put the question and, after the vote, announced the motion carried.

HEARING EXAMINER'S REPORT

3. Ms. Helen Stewart Truscott presented the Hearing Examiner's Report for February 2015 (Exhibit #1).
 - 3.1 Ms. Truscott reviewed the testimony and findings for the recommendations for Atkinson Rice, Robert Baker, Boehm Interests, LLC, Christ Family Church, Jetco, Monarch Civil Constructors, Paul Nacol, Wes Sealey, Wallace Stewart, VA Medical Center and Janet & Angelica Vigil as well as 14 new wells.
 - 3.2 Mr. Canonico moved to accept the Hearing Examiner's recommendations; it was seconded by Ms. Smyth. Chairman Petrov put the question and after the vote, announced the motion carried. Mr. Johnson abstained from voting on Memorial Hermann Health Care System.

EMERGENCY PERMITS

- 4. The Board considered the General Manager’s actions in granting emergency permits to Ruben Garcia, Chuck Thuc and Williams Brothers Construction. No appeals were filed and no motions were made to reconsider the actions taken by the General Manager.

RESOLUTION CALLING A PUBLIC HEARING

- 5. Mr. Turco stated that the District’s enabling legislation requires an annual public hearing for the presentation of evidence on subsidence, water levels, and rainfall for the 2014 calendar year. He reported the hearing will be called for April 29, 2014 at 10:00am at the District office.

RESOLUTION CALLING A PUBLIC HEARING ON APRIL 29, 2015 AT 10:00AM TO DETERMINE THE EFFECTS OF GROUNDWATER WITHDRAWAL ON SUBSIDENCE DURING 2014

(This resolution is in full in the official records of the Harris-Galveston Subsidence District being Resolution No. 2015-956).

- 5.1 Mr. Canonico moved to approve Resolution No. 2015-956, calling a public hearing on April 29, 2015 to determine the effects of groundwater withdrawal on subsidence during 2014; it was seconded by Ms. Puckett. Chairman Petrov put the question and, after the vote, announced the motion carried.

LEGISLATIVE UPDATE

- 6. Mr. Turco and Mr. Ellis reported on Legislative Matters

GENERAL MANAGER’S REPORT

- 7. Mr. Turco submitted the General Manager’s Report.

LEGAL MATTERS

- 8. Mr. Ellis updated the Board on the legal matters that concern the District.
- 9. Luis Curiel, owner of Well No. 10034 requested the Board accept his counter offer amount of \$1,500 to settle all prior violations for that well. He stated that the well only served some chickens on the property and that he does not live on the property.

EXECUTIVE SESSION REGARDING PENDING OR CONTEMPLATED LITIGATION OR SETTLEMENT OFFERS AND PERSONNEL MATTERS

- 10. The Board of Directors went into Executive Session at 11:16 a.m. as authorized by the Open Meetings Act, Section 551.071, Government Code, to discuss proposed settlement offers and

pending or contemplated litigation in consultation with the General Counsel, and Section 551.074, Government Code, to discuss personnel matters.

10.1 Following Executive Session, the Board resumed the open meeting at 11:40 a.m.

11. Chairman Petrov asked for a motion concerning the counter offer from Louis Curiel, no motion was made.

12. Ms. Smyth moved to ratify the settlement agreement with Wayne Hays and extend the performance date to 4/8/2015; it was seconded by Mr. Latimer. Chairman Petrov put the question and, after the vote, announced the motion carried.

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

BY:



Chairman

ATTEST:



Secretary