

**MINUTES
HARRIS-GALVESTON SUBSIDENCE DISTRICT
REGULAR MEETING
OF THE BOARD OF DIRECTORS
NOVEMBER 12, 2014
10:00 A.M.**

MEMBERS OF THE BOARD PRESENT: Alan Petrov (Chair), Susan Baird, Edgar Barlow, Chris Canonico, Pete Côté, James Edwards, Alberto Gonzalez, Jason Hayley, Ken Hufstetler, Don Johnson, Bill Latimer, Paul Maaz, Lindall Murff, Pam Puckett, Dennis Sander, Kyle Sears, Linn Smyth and Robert Ybañez.

MEMBERS OF THE BOARD ABSENT: Joe Goins

PRESIDING: Alan Petrov

Chairman Petrov called the meeting to order at 10:08a.m. in the Boardroom of the District office and announced the presence of a quorum.

APPROVAL OF THE MINUTES

1. Mr. Latimer moved that the minutes of the regular meeting of October 8, 2014, be approved as presented; it was seconded by Ms. Smyth. Chairman Petrov put the question and, after the vote, announced the motion carried.

HEARING EXAMINER'S REPORT

2. Ms. Helen Stewart Truscott presented the Hearing Examiner's Report for October 2014 (Exhibit #1).
 - 2.1 Ms. Truscott reviewed the testimony and findings for the recommendations for E Hardip Singh Mann, Halls Bayou Ranch, Bill Prichard, CMH Homes Inc. dba Luv Homes, Harvest Bible Church and Anna Rumfolo as well as 19 new wells and 29 wells with violations.
 - 2.2 Ms. Baird is now present.
 - 2.3 Mr. Maaz moved to accept the Hearing Examiner's recommendations; it was seconded by Ms. Pucket. Chairman Petrov put the question and after the vote, announced the motion carried.

EMERGENCY PERMITS

3. The Board considered the General Manager's actions in granting emergency permits to

November 12, 2014 Board Meeting

Freddy Alvarado, Burkes Upholstery, David Lamberth, Gracie Lester, Lomate, Inc., O'Brien Wire Products, Armando Rodriguez, Dolores Segovia and Theiss Properties, Ltd. No appeals were filed and no motions were made to reconsider the actions taken by the General Manager.

GROUNDWATER CONSERVATION PLANS RESOLUTIONS

4. Mr. Thompson explained to the Board that these are the last of the entities that were previously granted the Economic Hardship Plans in the past and all have presented a Groundwater Conservation Plan as required by the current Regulatory Plan.
 - 4.1 Mr. Hufstetler moved to approve Resolution Nos. 2014-941, 2014-942, 2014-943 and 2014-944 approving the Groundwater Conservation Plans for Galveston County W.C.I.D 19, Consumers Water Corporation (Highland Ridge Subdivision), Suburban Water Utility (Beaumont Place Subdivision) and Suburban Water Utility (Reservoir Acres Subdivision); it was seconded by Mr.. Chairman Petrov put the question and after the vote, announced the motion carried.

(These resolutions are in full in the official records of the Harris-Galveston Subsidence District being Resolution No. 2014-941, 2014-942, 2014-943 and 2014-944).

CONTRACTS

5. Mr. Latimer moved to approve Resolution No. 2014-945 contracting with Cliff Middleton for Subsidence Monitoring Data Processing and Technical Assistance; it was seconded by Ms. Baird. Chairman Petrov put the question and, after the vote, announced the motion carried.

RESOLUTION TO CONTRACT FOR SUBSIDENCE MONITORING DATA PROCESSING AND TECHNICAL ASSISTANCE WITH CLIFF MIDDLETON.

(This resolution is in full in the official records of the Harris-Galveston Subsidence District being Resolution No. 2014-945).

6. Mr. Maaz moved to approve Resolution No. 2014-930 contracting with Gregory M. Ellis for Legal Services; it was seconded by Ms. Smyth. Chairman Petrov put the question and, after the vote, announced the motion carried.

RESOLUTION AUTHORIZING A LETTER AGREEMENT FOR GENERAL COUNSEL SERVICES WITH GREGORY M. ELLIS

(This resolution is in full in the official records of the Harris-Galveston Subsidence District being Resolution No. 2014-946).

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, 2015; AND AUTHORIZING THE EXPENDITURE OF FUNDS

7. Mr. Thompson stated that this is the annual contract with the U.S. Geological Survey with the continuation of the projects that we have been cooperating on over the years.

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, 2015 AND AUTHORIZING THE EXPENDITURE OF FUNDS

(This resolution is in full in the official records of the Harris-Galveston Subsidence District being Resolution No. 2014-947).

7.1 Jill Savory commented on the USGS contract.

7.2 Mr. Maaz moved to approve Resolution No. 2014-947 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, 2015 and authorizing the expenditure of funds; it was seconded by Mr. Latimer. Chairman Petrov put the question and, after the vote, announced the motion carried.

GENERAL MANAGER'S REPORT

8. Chairman Petrov announced that the General Manager's Report had been submitted to the Board for their review.

LEGAL MATTERS

9. Mr. Ellis updated the Board on the legal matters that concern the District.

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

10. The Board of Directors went into Executive Session at 10:55 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.

November 12, 2014 Board Meeting

10.1 Mr. Maaz has left the Meeting

10.2 Following Executive Session, the Board resumed the open meeting at 11:36 a.m.

COMPROMISE AND SETTLEMENT AGREEMENTS

11. Ms. Baird moved to reject the counter offers from 786 Mangments Investment, Randy & Alexie Swirsky, Bennie Heitmann and Eduardo Salazar; it was seconded by Ms. Puckett. Chairman Petrov then put the question and, after the vote, announced the motion carried.


PERSONNEL MATTERS

12. Mr. Canonico moved to request the Chairman form a subcommittee to establish the 2015 goals for the General Manager, and to grant the General Manager a 4% increase in salary for 2015; it was seconded by Ms. Smyth. Chairman Petrov then put the question and, after the vote, announced the motion carried. (Yeas – 15, Nays – 2) (Mr. Johnson and Mr. Ybañez voted against).

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

BY: 
Chairman

ATTEST:


Secretary