

**MINUTES  
HARRIS-GALVESTON SUBSIDENCE DISTRICT  
REGULAR MEETING  
OF THE BOARD OF DIRECTORS  
SEPTEMBER 9, 2015  
10:00 A.M.**

**MEMBERS OF THE BOARD PRESENT:** Susan Baird, Chris Canonico, Pete Côté, James Edwards, Joe Goins, Jason Hayley, Ken Hufstetler, Don Johnson, Bill Latimer, Lindall Murff, Kathy Rogers, Kyle Sears, Linn Smyth and Robert Ybañez.

**MEMBERS OF THE BOARD ABSENT:** Edgar Barlow, Alberto Gonzalez, Alan Petrov, Pam Puckett, Dennis Sander.

**PRESIDING:** Jason Hayley, Acting Chairman

Mr. Hayley called the meeting to order at 10:08 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. Ms. Smyth moved that the minutes of the regular meeting of August 12, 2015, be approved as presented; it was seconded by Ms. Rogers. Chairman Hayley put the question and, after the vote, announced the motion carried.
3. Ms. Smyth moved that the minutes of the workshop of August 31, 2015, be approved as presented; it was seconded by Mr. Latimer. Chairman Hayley put the question and, after the vote, announced the motion carried.

**HEARING EXAMINER'S REPORT**

4. Ms. Helen Stewart Truscott presented the Hearing Examiner's Report for August 2015 (Exhibit #1).
  - 4.1 Ms. Truscott reviewed the testimony and findings for the recommendations for Gulf Greyhound Partners, Bay Area First Baptist Church, Carroll at Green Trails, and Jaqueline Guzman.
  - 4.2 Mr. Latimer moved to accept the Hearing Examiner's recommendations; it was seconded by Mr. Goins. Acting Chairman Hayley put the question and after the vote, announced the motion carried.

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## **EMERGENCY PERMITS**

5. The Board considered the General Manager's actions in granting emergency permits to Alsay Incorporated, Gary McGregor, Rosa Perez, Jose Quesada, and Vulcan Materials. No appeals were filed and no motions were made to reconsider the actions taken by the General Manager.

5.1 Ms. Baird is now present.

## **RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT WITH RESOURCE ACTION PROGRAMS, LLC, IN SUPPORT OF THE DISTRICT WATER CONSERVATION EDUCATION PROGRAM**

6. Mr. Turco summarized for the Board the outcome of the competitive process to contract for Professional Services in support of the Water Conservation Program.

6.1 After discussion amongst the members, Mr. Latimer moved to adopt Resolution No. 2015-968 selecting Resource Action Programs, LLC, to provide professional services, in support of the Water Conservation Program, and authorizing the General Manager to enter into a contract, on behalf of the District, with Resource Action Programs, LLC, based on the terms of the agreement. It was seconded by Mr. Hufstetler. Chairman Hayley put the question and, after the vote, announced the motion carried.

## **RESOLUTION APPROVING PROFESSIONAL SERVICES CONTRACT WITH RESOURCE ACTION PROGRAMS, LLC IN SUPPORT OF THE DISTRICT WATER CONSERVATION EDUCATION PROGRAM**

(This resolution is in full in the official records of the Harris-Galveston Subsidence District being Resolution No. 2015-968).

## **GENERAL MANAGER'S REPORT**

7. Mr. Turco submitted the General Manager's Report.

7.1 Mr. Turco recognized District Staff members Robert Thompson and Yolanda Toledo for many dedicated years of service: Mr. Thompson for 30 years and Ms. Toledo for 20 years.

## **EXECUTIVE SESSION REGARDING PENDING OR CONTEMPLATED LITIGATION OR SETTLEMENT OFFERS**

8. The Board of Directors went into Executive Session at 10:37 a.m. as authorized by the Open Meetings Act, Section 551.071, Government Code, to discuss proposed settlement offers or pending, or contemplated litigation in consultation with the General Counsel.


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9. Following Executive Session, the Board resumed the open meeting at 11:03 a.m.

**COMPROMISE AND SETTLEMENT AGREEMENTS**

10. Mr. Hufstetler moved to reject the counter offer by Sergio and Maria Gonzales. It was seconded by Ms. Smyth. Chairman Hayley 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. (11:04 a.m.)**

BY:   
Chairman

ATTEST:

  
Secretary