

MINUTES
HARRIS-GALVESTON SUBSIDENCE DISTRICT
REGULAR MEETING OF THE BOARD OF DIRECTORS

April 14, 2021, 10:00 A.M.

Audio/Video of Meeting can be found [here](#)

MEMBERS OF THE BOARD PRESENT: Rosa Alvarez, Emily Anderson, Susan Baird, Auggie Campbell, Chris Canonico, Pete Côté, Don Johnson, William Latimer, Shannon Lucas, Katherine Mears, Lindy Murff, Alan Petrov, Kathy Rogers, Melinda Salazar, Kyle Sears, and Shaun Theriot-Smith (Remote)

MEMBERS OF THE BOARD ABSENT: Sarah Benavides, Ken Keller

PRESIDING: Alan Petrov, Chairman

1. CALL TO ORDER OF THE REGULAR BOARD MEETING. (00:00) Mr. Petrov called the regular meeting of the Board of Directors to Order at 10:10 am and noted the presence of a quorum. Each Director present provided a brief introduction. The Board meeting was held in person and with a remote option via GoToWebinar.
2. ACCEPT COMMENTS FROM MEMBERS OF THE PUBLIC. (09:05) Comments were received by members of the public: Mr. Roger McCrary and Mr. Jeremy Mayfield.
3. ADMINISTER THE OATH OF OFFICE TO BOARD MEMBERS. (15:55) Ms. Helen Stewart Truscott administered the oath of office to Ms. Emily Anderson and Mr. Augustus "Auggie" Campbell.
4. APPROVAL OF THE MINUTES OF THE REGULAR BOARD MEETING OF March 10, 2021. (18:30) Ms. Rogers moved that the minutes of the regular meeting of March 10, 2021, be approved; it was seconded by Ms. Mears. Chairman Petrov put the question, and after the vote, announced the motion carried unanimously.
5. HEARING EXAMINERS REPORT. (19:15) Ms. Helen Stewart Truscott presented the Hearing Examiner's Report for March 2021, including Corporacion Evangelica Rios de Agua Viva. Mr. Latimer moved to accept the Hearing Examiner's recommendations as amended; it was seconded by Mr. Murff. Chairman Petrov put the question, and after the vote, announced the motion carried unanimously.
6. EMERGENCY PERMITS. (21:50) The Board considered the General Manager's action in granting emergency permits to: Martin Geserick, Sam Patel, Larry Pennington, Messi Posh, Undine Texas, L.L.C. There were no motions to review the actions of the General Manager.
7. CONSIDER A RECOMMENDATION FROM THE FINANCE COMMITTEE REGARDING ACCEPTANCE OF THE INDEPENDENT ANNUAL FINANCIAL AUDIT FOR THE FISCAL YEAR ENDING DECEMBER 31, 2020. (23:30) Mr. Turco provided an overview of the audit process. Mr. Côté, Chairman of the Finance Committee, provided comments from the committee. Mr. Daniel Newcomb, Director of Administrative and Financial Services, answered questions by the Board of Directors regarding the Annual Financial Report and the independent audit. Mr. Côté moved to accept the 2020 Annual Financial Audit

as presented; it was seconded by Mr. Canonico. Chairman Petrov put the question, and after the vote, announced the motion carried unanimously.

8. CONSIDER A RESOLUTION AMENDING THE DISTRICT REGULATORY PLAN. (27:50) Mr. Turco gave an overview on the outcome of the public hearing on the proposed changes to the District Regulatory Plan. Ms. Baird moved to approve Resolution 2020-1073 amending the 2013 District Regulatory Plan; it was seconded by Mr. Côté. After discussion, Chairman Petrov put the question, and after the vote announced the motion carried (15-1, Mr. Johnson opposed)
9. RECEIVE BRIEFING FROM DISTRICT STAFF ON THE 87TH LEGISLATIVE SESSION. (36:37) Mr. Turco and Mr. Ellis provided a briefing regarding the current activities of the 87th Legislature and updates on meetings with Legislative Representatives and Staff.
10. RECEIVE BRIEFING FROM STAFF ON THE STATUS OF THE JOINT REGULATORY PLAN REVIEW. (44:44) Dr. Petersen briefed the Board on the status of the Joint Regulatory Plan Review. Dr. Petersen stated that the District has been informed to expect considerable delays in the availability of the 2020 census data.
11. GENERAL MANAGER'S REPORT. (48:42) Mr. Turco submitted the General Manager's Report. (The General Manager's Report is in full in the official records of the Harris-Galveston Subsidence District as part of the Board's Agenda Packet for this meeting.)
12. LEGAL MATTERS. (1:05:37) Mr. Ellis updated the Board on recent litigation on groundwater issues.
13. CONSIDER A SETTLEMENT COUNTER-OFFER FROM LUIS ALBERTO AYALA. (1:20:12) Mr. Turco stated that this item would be discussed in Executive Session.
14. EXECUTIVE SESSION. (1:21:14) The Board went into executive session at 11:31 am to discuss agenda Item 13. The Board returned from executive session at 11:45 am. Mr. Côté moved to accept the settlement counter-offer from Luis Alberto Ayala (WELL NO. 9136) to pay the full amount of the settlement over a 14-month payment schedule; it was seconded by Ms. Mears. 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 AT 12:18 P.M.

BY:


Chairman

ATTEST:


Secretary