

AGENDA
FORT BEND SUBSIDENCE DISTRICT
REGULAR MEETING OF THE BOARD OF DIRECTORS
VIA AUDIO/VIDEO CONFERENCE AND IN PERSON
RICHMOND, TEXAS 77469
December 9, 2020 at 3:00 PM

Notice is hereby given to all interested members of the public that the Board of Directors of the Fort Bend Subsidence District will hold a regular public meeting via audio and video conference call pursuant to Texas Government Code, Section 551.125, and as modified by the Governor of Texas who ordered suspension of various provisions of the Open Meetings Act, Chapter 551, Government Code, effective March 16, 2020, in accordance with the Texas Disaster Act of 1975 (See the Governor's proclamation on March 13, 2020, certifying that the COVID-19 pandemic poses an imminent threat of disaster and declaring a state of disaster for all counties in Texas).

- A. Call to Order.
- B. Pledge of Allegiance.
- C. Accept Comments from Members of the Public.
- D. Approval of the Minutes of the Regular Board Meeting, November 18, 2020.
- E. Receive Hearing Examiner's Report and Consider Granting, Denying or Amending Applications for Water Well Permits Continued from the November 5, 2020, Hearing.
- F. Consider Emergency Approvals Granted or Denied by the General Manager:
 - 1. Ft. Bend Co. Emergency Services Dist. 4
 - 2. MBA Energy & Industrial (M2E3LLC)
- G. Receive Briefing from District Staff on the Monthly Financial Statement.
- H. Receive Briefing from District Staff on the Joint Regulatory Plan Review.
- I. Consider a Resolution Directing the General Manager to Represent the District in Matters Before the 87th Legislature.
- J. General Manager's Report – The General Manager will brief the Board on pertinent operational and management issues that the District, its employees, or consultants have encountered since the last regular Board meeting.
- K. Consultation with the General Counsel on Recent Litigation on Groundwater Issues.
 - 1. Fazzino vs. Brazos Valley Groundwater Conservation District (Federal District Court-Waco Division)
 - 2. Cockrell Investment Partners, Ltd. vs. Middle Pecos Groundwater Conservation District (Pecos County District Court)

3. San Jacinto River Authority v. City of Conroe and City of Magnolia (9th Court of Appeals)
4. Mountain Pure TX LLC vs. Neches and Trinity Valleys Groundwater Conservation District, (Petition to Texas Supreme Court)

L. Executive Session, if necessary.

The Board may meet in Closed Session on any item listed above if authorized by the Texas Open Meetings Act, Tex. Gov't Code Ch. 551.

If, during the course of the meeting covered by this Agenda, the Board shall determine that an executive session of the Board, should be held or is required in relation to any item included in this Agenda, then such executive session, as authorized by the Texas Open Meetings Act, will be held by the Board at the date, hour, and place given in this Agenda concerning any and all subjects and for any and all purposes permitted by Sections 551.071-551.084 of the Texas Government Code, including, but not limited to, Section 551.071 – for the purpose of a private consultation with the Board's attorney on any or all subjects or matters authorized by law.



Michael Turco, General Manager
Fort Bend Subsidence District
P. O. Box 427
Richmond, Texas 77469
281-342-3273

PERSONS WITH DISABILITIES WHO PLAN TO ATTEND THE SUBSIDENCE DISTRICT BOARD MEETING AND WHO MAY NEED AUXILIARY AIDS OR SERVICES SUCH AS INTERPRETERS FOR PERSONS WHO ARE DEAF OR HEARING IMPAIRED, READERS, LARGE PRINT, OR BRAILLE, ARE REQUESTED TO CONTACT WANDA SEBESTA AT (281)342-3273 AT LEAST TWO (2) BUSINESS DAYS PRIOR TO THE MEETING, SO THAT APPROPRIATE ARRANGEMENTS CAN BE MADE.

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INSTRUCTIONS FOR PARTICIPATION IN BOARD OF DIRECTORS MEETING

Please choose one method or the other to join, in order to avoid audio feedback

Audio and Video Conference Opens at 2:45 PM

The Board of Directors Meeting will begin at 3:00 PM

Please join the meeting from your computer, tablet or smartphone.

<https://www.gotomeet.me/FBSD/boardofdirectors>

You can also dial in using your phone.

United States (Toll Free): 1 866 899 4679

United States: +1 (571) 317-3116

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