

**MINUTES**  
*FORT BEND SUBSIDENCE DISTRICT*  
REGULAR MEETING  
OF THE BOARD OF DIRECTORS  
**IN PERSON AND VIA AUDIO/VIDEO CONFERENCE**  
*November 17, 2021*  
3:00 P.M.

**MEMBERS OF THE BOARD PRESENT:** Jay Anderson, Bob DeForest, Mark Gehringer, Himesh Gandhi, Quart Graves, Linda Harnist, Morris Mitchell, Stan Steele, Jon Strange, Lawrence Vaccaro, William Wallace, Gene Walton, B. T. Williams and Greg Wine.

**MEMBERS OF THE BOARD ABSENT:** Richard Morrison and Benny Wleczyk.

**STAFF PRESENT:** Michael Turco, Robert Thompson, Dylan Jones, Greg Ellis, Laura Kacal, and Wanda Sebesta.

**PRESIDING:** Greg Wine, Chairman.

Chairman Wine called the meeting to order in the sixth-floor meeting room of the Wm. B. Travis Building, in Richmond Texas.

**PLEDGES OF ALLEGIANCE**

2. Mr. DeForest led the pledges of allegiance.

**COMMENTS FROM MEMBERS OF THE PUBLIC**

3. There were no comments from members of the public.
  - 3.1 Members of the public present were Charles Kalkomey and Nadia Morales, with the City of Rosenberg, Merritt Nolte-Roth, with the City of Sugar Land, and Matt Froehlich, with the North Fort Bend Water Authority.

**APPROVAL OF THE MINUTES OF THE REGULAR BOARD MEETING**

4. Mr. Strange moved that the minutes of the regular meeting, October 27, 2021, be approved; it was seconded by Mr. Williams. Chairman Wine called for objections, and hearing none, Chairman Wine announced the motion carried unanimously.

## **APPROVAL OF THE MINUTES OF THE BOARD BUDGET WORKSHOP**

5. Mr. Strange moved that the minutes of the Board Budget Workshop, November 2, 2021, be approved; it was seconded by Mr. Gandhi. Chairman Wine called for objections, and hearing none, Chairman Wine announced the motion carried unanimously.

## **RECEIVE HEARING EXAMINER'S REPORT AND CONSIDER GRANTING, DENYING OR AMENDING APPLICATIONS FOR WATER WELL PERMITS HEARD AT THE NOVEMBER 5, 2021, HEARING.**

6. Mr. Thompson presented the Hearing Examiner's Report from the November 5, 2021, Hearing. (Exhibit #1).
  - 6.1 Mr. Strange moved to approve the Hearing Examiner's Report from the November 5, 2021 Hearing; it was seconded by Mr. Wallace. Chairman Wine called for objections, and hearing none, Chairman Wine announced the motion carried unanimously.

## **EMERGENCY APPROVAL**

7. Mr. Thompson stated that Emergency Approval has been granted by the General Manager for Felder Water Well and Tamarron HOA.
  - 7.1. Mr. Gandhi moved to ratify the action taken by the General Manager granting Emergency Approval to Felder Water Well and Tamarron HOA; it was seconded by Mr. Strange. Chairman Wine called for objections, and hearing none, Chairman Wine announced the motion carried unanimously.

## **RESOLUTION ADOPTING A DISINCENTIVE PERMIT FEE RATE**

8. Mr. Turco reported to the Board that the Finance Committee had reviewed the process and determined a rate for the disincentive permit fee.

CAPTION

RESOLUTION ADOPTING A DISINCENTIVE PERMIT FEE RATE

(This resolution is of record in Resolution Book VI of the Fort Bend Subsidence District being Resolution 21-442.)

- 8.1 Mr. Strange moved to approve Resolution 21-442 adopting a disincentive permit fee rate and amending the resolution to read "The District staff will compile the water rates (as of the prior June 1<sup>st</sup>) of the five retail public water supply systems..." It was seconded by Mr. Gehringer. Chairman Wine called for objections to the amendment and, hearing none, announced the motion carried unanimously.
- 8.2 Chairman Wine put the question for approval of Resolution 21-442 adopting a disincentive permit fee rate and, after the vote, announced the motion **failed**, (Yea – 8, Nay -6) with Mr. Graves, Mr. Mitchell, Mr. Walton, Mr. Wallace, Mr. Williams, and Mr. Vaccaro voting against.

#### **BRIEFING FROM DISTRICT STAFF ON THE JOINT REGULATORY PLAN REVIEW**

9. Mr. Turco updated the Board on the status of the Joint Regulatory Plan Review.

#### **BREIFING FROM DISTRICT STAFF ON THE MONTHLY FINANCIAL STATEMENT**

10. Mr. Turco gave an overview of the monthly financial statement.

#### **GENERAL MANAGER'S REPORT**

11. Mr. Turco updated the Board on pertinent operational and management issues that the District, its employees, or consultants have encountered since the last regular Board meeting.

#### **CONSULTATION WITH THE GENERAL COUNSEL ON RECENT LITIGATION AND GROUNDWATER ISSUES**

12. Mr. Ellis updated the Board on recent litigation and groundwater issues.

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

BY: \_\_\_\_\_



Chairman

ATTEST:

  
Secretary