

**MINUTES  
HARRIS-GALVESTON SUBSIDENCE DISTRICT  
REGULAR MEETING  
OF THE BOARD OF DIRECTORS  
APRIL 9, 2014  
10:00 A.M.**

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

**MEMBERS OF THE BOARD ABSENT:** James Edwards, Joe Goins and Robert Ybañez.

**PRESIDING:** Alan Petrov

Chairman Petrov called the meeting to order at 10:07 a.m. in the Boardroom of the District office and announced the presence of a quorum.

Chairman Petrov thanked Paul Maaz for his leadership as the past Chairman of the Board, and thanked the members for their confidence in electing him Chairman.

**APPROVAL OF THE MINUTES**

1. Mr. Maaz moved that the minutes of the regular meeting of March 12, 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 March 2014 (Exhibit #1).
  - 2.1 Ms. Truscott reviewed the testimony and findings for the recommendations of John Laine, as well as 23 new wells and 48 wells with violations.
  - 2.2 Ms. Smyth moved to accept the Hearing Examiner's recommendations; it was seconded by Mr. Latimer. Chairman Petrov put the question and after the vote, announced the motion carried. Ms. Puckett abstained from voting on The Howard Hughes Corporation Bridgeland.

**EMERGENCY PERMITS**

3. The Board considered the General Manager's actions in granting emergency permits to Alsay Incorporated, Jackie & Kelly Auer, Finial Group, H.O.E. Water Supply, Houston Baptist

University, Houston International Specialists, Gilberto Regalado Lopez, Pulte Homes of Texas, L.P., Spring Cypress, LLC and Yorktown Element . No appeals were filed and no motions were made to reconsider the actions taken by the General Manager.

#### **RESOLUTION ON FUNDS AND ASSET MANAGEMENT POLICY**

4. Mr. Turco reported that the Funds and Asset Management Policy required changes to the authorized signatures on District depository accounts.

##### **RESOLUTION AMENDING THE FUNDS AND ASSET MANAGEMENT POLICY AND DESIGNATING SIGNATORIES ON THE DISTRICT'S DEPOSITORY ACCOUNTS**

(This resolution is in full in the official records of the Harris-Galveston Subsidence District being Resolution No. 2014-934).

- 4.1 Mr. Canonico moved to adopt Resolution No. 2014-934 amending the Funds and Asset Management Policy and Designating Signatories on the District's Depository Accounts; it was seconded by Ms. Smyth. Chairman Petrov put the question and, after the vote, announced the motion carried.

#### **WATER CONSERVATION PRESENTATION**

5. David Martinez made a presentation to the Board concerning the Water Conservation Program of the District. He reported on the history of the program, groundwater credits, program materials, campus visits, school districts participation, public relations that the program has received.

5.1 Mr. Gonzalez now present.

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

6. Mike Turco submitted the General Manager's Report.

#### **LEGAL UPDATE**

7. Greg Ellis updated the Board concerning the Amicus Brief concerning the Edwards Aquifer Authority v. Bragg case.

#### **OTHER MATTERS**

8. Mohammad Shahidullah, representing HiCare Computers Inc, requested that the Board reduce his Compromise and Settlement amount from \$1,140 to \$494. Mr. Shahidullah stated that he was unaware that a water well permit was required and believes the District should have contacted him earlier.

9. Preston Pope, representing Shell Hogue, requested that the Board include an agenda item for the May Board meeting to reduce the Compromise and Settlement amount from \$1,600 to \$400. Mr. Pope gave a brief history of property.

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

10. The Board of Directors went into Executive Session at 11:23 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 personnel matters.

10.1 Following Executive Session, the Board resumed the open meeting at 11:41 p.m.


**COMPROMISE AND SETTLEMENT AGREEMENTS**

11. Ms. Baird moved to accept the counter offers from RDF Holdings, Ltd for the amount of \$275.00 and deny the counter offer from Joseph Batilla Jr. and HiCare Computers Inc; it was seconded by Mr. Latimer. 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.**

BY:   
Chairman

ATTEST:

  
Secretary