

LONE STAR GROUNDWATER CONSERVATION DISTRICT

November 6, 2017

MINUTES OF SPECIAL MEETING

The Board of Directors of the Lone Star Groundwater Conservation District (“District”) held a “Special Meeting,” open to the public, in the Lone Star GCD – James B. “Jim” Wesley Board Room located at 655 Conroe Park North Drive, Conroe, Texas, within the boundaries of the District on November 6, 2017.

CALL TO ORDER:

Vice President Stinson called the meeting to order at 9:00 a.m., announcing that it was now open to the public.

ROLL CALL:

The roll was called of the members of the Board of Directors, to wit:

John D. Bleyl, PE
Gregg Hope
Jace Houston
Roy McCoy, Jr.
Webb Melder
Rick J. Moffatt
Jim Stinson, PE
M. Scott Weisinger, PG
W. B. Wood

All members of the Board were present, with the exceptions of Director(s) McCoy, Moffatt and Weisinger, thus constituting a quorum of the Board of Directors. Also, in attendance at said meeting were Kathy Turner Jones, District General Manager; Samantha S. Reiter, Assistant General Manager; Brian L. Sledge, General Counsel; District staff; and members of the public. Attorney Greg Ellis, special counsel to the board of directors for the appeal of the establishment of desired future conditions by the Cities of Conroe and Magnolia and Quadvest, was present by teleconference. Copies of the public sign-in sheets are attached hereto as Exhibit “A”.

EXECUTIVE SESSION:

After a proper and legally sufficient announcement to the public by Vice President Stinson, the Board of Directors went into a Closed Executive Session at 9:03 AM pursuant to Texas

Government Code, Sections 551.071, to consult with the board's attorney regarding pending or contemplated litigation, settlement offers, or on matters in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act, Chapter 551, Government Code.

RECONVENE IN OPEN SESSION:

Following Executive Session, the Board reconvened in Open Session and Vice President Stinson declared it open to the public at 9:46 AM.

Consider and take any appropriate action concerning the appeal of the establishment of desired future conditions by the Cities of Conroe & Magnolia and/or Quadvest. - Vice President Stinson moved that the board of directors approve the settlement agreement between the District and the Cities of Conroe and Magnolia, Texas, relating to the cities' appeal of the Desired Future Conditions adopted by the District. Director Houston seconded the motion. Director Bleyl relayed that he had been asked by Conroe Mayor Powell to express the City's willingness to work together with the District going forward. MOTION PASSED with five ayes and one nay, with Director Melder being the nay vote.

9:50 AM, the Board stood at ease pending approval of the agreed proposal for decision by the Administrative Law Judge.

10:15 AM, Director Melder is no longer in attendance.

12:45 PM, the meeting resumed in Open Session. Brian Sledge, General Counsel, briefed the Board on the non-substantive changes to the Agreed Proposal for Decision that were made by the Administrative Law Judge.

Consider and take any appropriate action concerning: (i) any proposal for decision issued by the administrative law judge in the appeal of the establishment of desired future conditions by the Cities of Conroe & Magnolia and/or Quadvest, and (ii) a final order of the Board concerning the appeal. - Vice President Stinson motioned to approve the Agreed Proposal for Decisions signed by the Administrative Law Judge and to approve the Board's final order in the matter of the petitions of the Cities of Conroe and Magnolia, Texas and Quadvest LP appealing the Desired Future Conditions of GMA 14 adopted by the Lone Star Groundwater Conservation District. Director Houston seconded the motion. MOTION PASSED with five ayes and zero nays.

There being no further business to consider, Vice President Stinson adjourned the meeting at 12:49 PM.

PASSED, APPROVED, AND ADOPTED THIS 14TH DAY OF NOVEMBER, 2017.


Gregg Hope, Board Secretary