

# MIDDLE PECOS GROUNDWATER CONSERVATION DISTRICT

P.O Box 1644 Fort Stockton, TX 79735 Phone (432)336-0698  
405 North Spring Drive Fort Stockton, Texas 79735  
Email mpgcd@mpgcd.org Website www.mpgcd.org

## Directors

Jerry McGuairt, President John D. Dorris, Vice President M. R. Gonzalez, Secretary/Treasurer  
Alvaro Mandujano, Jr. Vanessa Cardwell Ronald Cooper Janet Groth  
Weldon Blackwelder Terry Whigham Jeffery McMahon Merrell Daggett

## Employees

Paul Weatherby, General Manager Ty Edwards, Assistant Manager  
Melissa Mills, Office Manager Gail Reeves, Office Assistant

**FILED**  
MAY 13 2016

## NOTICE OF REGULAR BOARD MEETING and PUBLIC HEARINGS

LIZ CHAPMAN  
CLERK COUNTY COURT, PECOS CO., TEXAS  
By: LP Depu  
3:57 PM.

May 17, 2016

Call to Order at 10:00 a.m.

405 North Spring Drive, Fort Stockton, Texas

During the meeting, the Board reserves the right to go into executive session for any of the purposes authorized under the Texas Open Meetings Act, V.T.C.A., Government Code, Chapter 551, for any item on this agenda or as otherwise authorized by law.

**This meeting may be recessed to allow the Board to conduct the workshops or hearings described on this agenda and the Board may change the order in which one or more of the hearings or meeting items are considered. The Board will not commence any of the hearings earlier than the time stated on this agenda.<sup>2</sup>**

### PRODUCTION PERMIT HEARING for MANDUJANO BROTHERS.<sup>2</sup>

- I Call to order at 10:00 a.m. the Public Hearing on **Production Permit for Mandujano Brothers.**
- II Adjourn hearing and consider and/or act on **Production Permit for Mandujano Brothers.**

### REGULAR BOARD MEETING

- I Call to order regular Board meeting.
- II Comments from **public and media** (limit 5 minutes per person) - Members of the public may address the Board for a limited time concerning any subject whether or not it is on the agenda.<sup>3</sup>
- III Consider and/or act upon **Minutes of April 19, 2016.**
- IV Consider and/or act upon **Minutes of May 2, 2016.**
- V Consider and/or act upon **Accounts Payable and Treasurer's Report and Line Item Transfers for the Month Ending April 30, 2016.**
- VI Consider and/or take action regarding **Republic Water Company of Texas, LLC's Request for Issuance of Writ of Mandamus** filed on May 10, 2016, in Pecos County 83<sup>rd</sup> District Court.

- VII Consider and/or act on abatement in effect on **Republic Water Company of Texas, LLC's pending permit application**, administrative completeness of this application, and whether to set a hearing on, dismiss, and/or take other action on the application.
- VIII Briefing then consider and/or take action regarding ***Fort Stockton Holdings, L.P. v. Pecos County, Pecos County WCID No. 1, Middle Pecos GCD, City of Fort Stockton, and Brewster County GCD*** on appeal at Court of Appeals, Eighth District of Texas (No. 08-15-00382-CV) and Fort Stockton Holdings, LP's requests for guidance regarding its historic and existing use permits listed in Ed McCarthy's correspondence dated May 10, 2016.
- IX Consider and/or act upon **possible rule amendments regarding** District procedure for addressing (A) **emergency situations of District constituents** and (B) **reconsideration of District decisions**.
- X **Briefing on interim legislative developments** then consider and/or act regarding Board's position on issues relevant to Texas Legislature's interim charges.
- XI Consider and/or act on April 25, 2016 letter complaint submitted by City Water Attorney Mark Harra/Fort Stockton to 112<sup>th</sup> District Attorney Laurie English and Attorney General of the State of Texas alleging violation of Texas Open Meetings Act.
- XII **Progress Reports: Well Registrations, Production Permits, Drilling Permits, Data Loggers, Drought Monitor Map and ongoing Water Quality Analysis.**
- XIII Consider and/or act upon **General Manager's Correspondence.**
- XIV **Directors' comments.**
- XV Consider and/or act upon **agenda for next** meeting.
- XVI **Adjourn.**

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<sup>1</sup> The Board may break for lunch and/or dinner and commence or continue the Board hearings and/or meeting immediately after lunch and/or dinner. This facility is wheelchair and parking accessible. Requests for accommodations must be made 48 hours prior to this meeting by contacting Paul Weatherby at 432-336-0698.

<sup>2</sup> Additional more detailed notice of the public hearings required by state law and the District's rules was separately issued by the District.

<sup>3</sup> The Board is not allowed to take action on any subject presented that is not on the agenda, nor is the Board required to provide a response.