

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 Merrell Daggett

Employees

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

FILED
AUG 12 2016

LIZ CHAPMAN
CLERK COUNTY COURT, PECOS CO., TEXAS
By: MG Deputy
N.05

NOTICE OF REGULAR BOARD MEETING and PUBLIC HEARINGS

August 16, 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.

REGULAR BOARD MEETING

- I Call to order regular Board meeting.
- II Consider and/or act upon **Appointment of New Director for City of Iraan.**
- III **Administer the Statement of Elected Officer and Oath of Office for New Director for City of Iraan.**

Workshop on Proposed Budget and Proposed Tax Rate Call to Order following Public Hearings

- I Call to Order
- II Workshop to review Proposed Budget for Fiscal Year ending 09/30/2017.
- III Workshop to review Proposed Tax Rate for 2016.
- IV **Adjourn.**

REGULAR MEETING CONTINUED

- IV Receive public comments on the District's fiscal year ending 9-30-2017 budget and proposed tax rate, to comply with the requirements of the District's enabling act, rules, and bylaws; Texas Water Code Chapter 36; and the laws of the State of Texas.
- V Consider and/or approve **Proposed Budget for Fiscal Year Ending 09/30/2017 and sign the Resolution to Adopt the Annual Budget.**

- VI Consider and/or adopt **Tax Rate for 2016 and Sign Ratification.**
- VII 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. 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.
- VIII Executive Session pursuant to the Texas Open Meetings Act, Section 551.074 of the Texas Government Code, to deliberate evaluation and duties of District's employees.
- IX Consider and/or take action on **Personnel Matters Discussed in Executive Session and Annual Review and Compensation of District's Employees.**
- X Consider and/or act upon **Production Permit Amendment for Pecos SS, LLC.**
- XI Discuss and/or approve **Transport Fee Agreement by and Between MPGCD and Pecos SS, LLC.**
- XII Consider and/or act on matters related to determination of administrative completeness of permit applications, including but not limited to **Republic Water Company of Texas, LLC's pending application for a production permit.**
- XIII Briefing on April 25, 2016 **letter complaint submitted by City Water Attorney Mark Harral/Fort Stockton** to 112th District Attorney Laurie English and Attorney General of the State of Texas alleging violation of Texas Open Meetings Act and consider and/or act (a) to engage legal counsel regarding this complaint and (b) to waive client-attorney privilege of discussions between Board and its legal counsel during the second Executive Session on April 19, 2016, which started at approx. 11:47 a.m. and ended at approx. 12:07 p.m.
- XIV Consider and/or act on **Capitan Reef Aquifer Moratorium.**
- XV Consider and/or act upon **Accounts Payable and Treasurer's Report and Line Item Transfers for the Month Ending July 31, 2016.**
- XVI Consider and/or act upon **Minutes of June 21, 2016.**
- XVII Consider and/or act upon **Minutes of July 19, 2016.**
- XVIII Consider and/or act upon **Order of General Election for November 8, 2016**
- XIX Consider and/or act upon **General Manager's 2nd Quarterly Report.**
- XX Briefing and take action as necessary on **Republic Water Company of Texas, LLC and Fort Stockton Holdings, LP federal lawsuit** filed May 20, 2016, Cause #4:16-CV-33.
- XXI Briefing and take action as necessary on **Republic Water Company of Texas, LLC's Request for Issuance of Writ of Mandamus** filed on May 10, 2016, in Pecos County 112th District Court, Cause # P-11956-112-CV.

XXII Progress Reports: Well Registrations, Production Permits, Drilling Permits, Data Loggers, Drought Monitor Map and ongoing Water Quality Analysis.

XXIII Consider and/or act upon General Manager's Correspondence.

XXIV Directors' comments.²

XXV Consider and/or act upon agenda for next meeting.

XXVI Adjourn Board meeting.

¹ 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.

² 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.