

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 McQuairt, 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

FILED
SEP 15 2016

Employees

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

LE CHAPMAN
CLERK COUNTY COURT, PECOS CO., TEXAS
By: Drance Deputy

NOTICE OF REGULAR BOARD MEETING and PUBLIC HEARING¹

**September 20, 2016
Call to Order at 9:00 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 hearing described on this agenda and the Board may change the order in which one or more of the hearing or meeting items are considered. This meeting will be recessed to allow the Board and stakeholders to attend the hearing of the Texas Legislature's House Natural Resources Subcommittee on Special Water Districts scheduled for 11:00 a.m.; this meeting will be reconvened immediately after the conclusion of this legislative hearing.

DRILLING-PRODUCTION PERMIT HEARING for Braden Brothers Coyanosa Farms²

- I Call to order at 9:00 a.m. the Public Hearing on **Application for a Drilling-Production Permit for Braden Brothers Coyanosa Farms.**
- II Adjourn hearing and consider and/or act on **Application for a Drilling-Production Permit for Braden Brothers Coyanosa Farms.**

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. 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.³
- III Consider and/or act upon **Minutes of August 16, 2016.**
- IV Consider and/or act upon **Accounts Payable and Treasurer's Report and Line Item Transfers for the Month Ending August 31, 2016.**

- V Consider and/or act upon **Designation of the General Manager and/or Assistant Manager to represent Middle Pecos GCD pertaining to the joint planning process and the adoption of Desired Future Conditions for the Management area's aquifers for Groundwater Management Areas 3 and 7** under Section 36.108(c), Texas Water Code.
- VI Consider and/or act on (1) determination of administrative completeness of **Republic Water Company of Texas, LLC's (RWLLC's) pending permit application**, as requested by RWLLC, due to its recent application supplement and (2) abatement and setting hearing if this application is determined to be administratively complete.
- VII 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.
- VIII Briefing and take action as necessary on **RWLLC's and Fort Stockton Holdings, LP (FSHLP's) federal lawsuit** jointly filed May 20, 2016, Cause #4:16-CV-33.
- IX Briefing and take action as necessary on **RWLLC's lawsuit filed in state court** on May 10, 2016, Cause P-11956-112-CV.
- X Briefing and take action as necessary on **Plea to the Jurisdiction and Motion to Dismiss for Lack of Standing filed with the 8th Court of Appeals and U.S. District Court by Middle Pecos GCD regarding FSHLP Cause #08-15-00382-CV and FSHLP and RWLLC Cause #4:16-CV-33 lawsuits.**
- XI Briefing and take action as necessary on matters relevant to the District that are addressed by the Texas Legislature's **House Natural Resources Subcommittee on Special Water Districts** during today's legislative hearing.
- XII Consider and/or act upon **General Manager's Correspondence.**
- XIII **Directors' comments.**³
- XIV Consider and/or act upon **agenda for next meeting.**
- XV **Adjourn Board meeting.**

¹ The Board may break for lunch, dinner and/or the above-referenced legislative hearing and commence or continue the Board hearing and/or meeting immediately after lunch, dinner and/or the legislative hearing. 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 Additional more detailed notice of the public hearing required by state law and the District's rules was separately issued by the District.

³ 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.