

MIDDLE PECOS GROUNDWATER CONSERVATION DISTRICT

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Email: mpgcd@mpgcd.org Website: www.middlepecosgcd.org

Directors

Jerry McQuairt, President Janet Groth, Vice President M. R. Gonzalez, Secretary/Treasurer
Alvaro Mandujano, Jr. Vanessa Cardwell Ronald Cooper
Weldon Blackwelder Allan Childs Jeff Sims Puja Boinpally Larry Drgac

FILED
JUN 10 2021

Employees

Ty Edwards, General Manager
Office: Gail Reeves Field Technician: Anthony Bodnar

LIZ CHAPMAN
CLERK COUNTY COURT, PECOS CO., TEXAS
By AK g. uekm Deputy

**NOTICE OF REGULAR BOARD MEETING, PERMIT HEARING AND
PUBLIC HEARING ON PROPOSED DESIRED FUTURE CONDITIONS OF LOCAL
AQUIFERS LOCATED WITHIN GROUNDWATER MANAGEMENT AREA 7¹**

**June 15, 2021
Call to Order at 10:00 a.m.**

In accordance with Governor Abbott’s declaration of the COVID-19 public health threat and action to temporarily suspend certain provisions of the Texas Open Meetings Act, a quorum of the District’s Board of Directors will hold its regular Board meeting with some Directors possibly participating by videoconference and teleconference. The public may join this meeting in person or as follows:

Join Zoom Meeting:

<https://us06web.zoom.us/j/84149502927?pwd=dUk5NC9CUTlITjJka1JnUGtMTHNOZ09>

Meeting ID: 841 4950 2927

Passcode: 688658

Toll-Free Number: 1-888-992-1129

Members of the public wishing to make public comment during the meeting or hearings must register by emailing mpgcd@mpgcd.org prior to 9:30 a.m. on June 15, 2021. A copy of the agenda packet will be available on the District’s website at the time of the meeting.

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

REGULAR BOARD MEETING

I Call to order regular Board meeting and roll call.

- II Comments from **public and media** (limit 5 minutes per person cumulative for all items addressed). Members of the public may address the Board for a limited time concerning any subject whether or not it is on the agenda (each person wishing to speak must submit a completed public comment form).²

**NOTICE OF PUBLIC HEARING ON PROPOSED DESIRED FUTURE CONDITIONS
OF RELEVANT AQUIFERS WITHIN THE DISTRICT
IN GROUNDWATER MANAGEMENT AREA 7³**

- I Call to order at **10:00 a.m.**
- II In accordance with Texas Water Code § 36.108, the District will receive public input at a hearing on the proposed desired future conditions (DFCs) of groundwater resources located within Pecos County and surrounding areas located within Groundwater Management Area (GMA) 7. The District's proposed DFCs for the next year 50-year regional planning cycle are:

Capitan Reef: average drawdown not to exceed an average of 56 feet in 2070 compared with 2006 aquifer levels.

Dockum: average drawdown not to exceed 52 feet in 2070 compared with 2012 aquifer levels.

Edwards-Trinity (Plateau) and Pecos Valley Alluvium: average drawdown not to exceed an average of 14 feet in 2070 compared with 2010 levels.

Rustler: average drawdown not to exceed 94 feet in 2070 compared with 2009 aquifer levels.

- III Adjourn hearing.

**PUBLIC HEARING ON DRILLING PERMIT
APPLICATION FOR HENDECAGON, LLC³**

- I Call to order at **10:15 a.m.** the public hearing on **Application for a Drilling Permit for Hendecagon, LLC.**
- II Adjourn Hearing and consider and/or act on **Application for a Drilling Permit for Hendecagon, LLC.**

REGULAR BOARD MEETING – CONTINUED

- III Consider and/or act to approve **Minutes of Regular Meeting on April 20, 2021.**
- IV Consider and/or act upon **Treasurer's Report for the Month Ending April 30, 2021.**
- V Consider and/or act upon **Treasurer's Report for the Month Ending May 31, 2021.**
- VI Consider and/or act upon contribution to **Trans Pecos Weather Modification Association.**
- VII Consider and/or act on an **Engagement Letter with Smith & Rives, PC for the Audit for the Year Ending September 30, 2021.**
- VIII Update on **FSH-MPGCD Joint Study and Implementation.**
- IX Briefing and take action as necessary on **Cockrell Investment Partners, L.P. v. MPGCD and its Board President in his official capacity, Fort Stockton Holdings, L.P. and Republic Water Company of Texas, L.P., Case No. 08-21-00017-CV (El Paso Court of Appeals) and/or Cockrell Investment Partners, L.P. v. MPGCD and its General Manager in his official capacity, and Fort Stockton Holdings, L.P., Cause No. P-8277-83-CV (Pecos County District Court).**
- X Briefing and update on the **87th Texas Legislative Session.**
- XI **Progress Reports: Well Registrations, Production Permits, Drilling Permits, Data Loggers, Drought Monitor Map, Water Quality Analysis and General Manager's Correspondence.**
- XII **Directors' Comments⁴ and consider and/or act upon agenda for next meeting.**
- XIII **Adjourn Board meeting.**

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

² The Board will apply new statutory law governing public comment. If more than 5 minutes (cumulative) is requested, there must be good cause in the sole discretion of the Presiding Officer. 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; any substantive consideration and action by the Board will be conducted under a specific item on a future agenda.

³ Additional more detailed notice of the public hearings required by state law and the District's rules was separately issued by the District.

⁴ No action will be taken on these agenda items. These items are on the agenda to provide the District's General Manager and Directors an opportunity to bring to the public's and each other's attention important issues pertinent to groundwater management within the District such that any substantive deliberation and formal action on any of these issues will be conducted under a specific item on a future agenda.