

MIDDLE PECOS GROUNDWATER CONSERVATION DISTRICT

P.O. Box 1644 Fort Stockton, TX 79735 Phone (432)336-0698 Fax (432)336-6407
405 North Spring Drive Fort Stockton, Texas 79735
Email: mpgcd@mpgcd.org Website: www.middlepecosgcd.org

FILED

AUG 12 2021

LIZ CHAPMAN
CLERK COUNTY COURT, PECOS CO., TEXAS

Directors

Jerry McGuairt, 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

Employees

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

**NOTICE OF REGULAR BOARD MEETING, PUBLIC HEARING, WORKSHOP AND
PUBLIC MEETING TO ADOPT DESIRED FUTURE CONDITIONS OF LOCAL
AQUIFERS LOCATED WITHIN GROUNDWATER MANAGEMENT AREA 3¹**

**August 17, 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://us02web.zoom.us/j/85116569901>

Meeting ID: 851 1656 9901

Passcode: 970704

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 August 17, 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

**PUBLIC MEETING TO ADOPT
DESIRED FUTURE CONDITIONS OF RELEVANT AQUIFERS WITHIN
MIDDLE PECOS GROUNDWATER CONSERVATION DISTRICT
IN GROUNDWATER MANAGEMENT AREA 3³**

- I Call to order public meeting.
- II Comments from **public and media** (limit 5 minutes per person).²
- III Consider and/or adopt by Resolution the Desired Future Conditions for the groundwater resources located within MPGCD in Groundwater Management Area 3 for the current 50-year planning period.
- IV Adjourn public meeting for GMA 3 Desired Future Conditions.

REGULAR BOARD MEETING – CONTINUED

- III Consider and/or act to approve **Minutes of Regular Meeting on July 20, 2021.**
- IV Consider and/or act upon **Treasurer’s Report for the Month Ending July 31, 2021.**
- V Executive Session pursuant to the Texas Open Meetings Act, Sections 551.071 and 551.074 of the Texas Government Code, to consult with our attorney and to deliberate annual review of the District’s General Manager Ty Edwards and compensation of the District’s employees.
- VI Consider and/or take action on **Annual Review and Compensation of District’s Employees.**

WORKSHOP ON PROPOSED BUDGET AND PROPOSED TAX RATE

- I Call to Order.
- II Workshop to **review Proposed Budget and Proposed Tax Rate** for Fiscal Year ending 09/30/2022.
- III **Adjourn.**

PUBLIC HEARING ON PROPOSED BUDGET AND PROPOSED TAX RATE³

- I Call to Order.
- II Receive public input on Proposed Budget and Proposed Tax Rate for Fiscal Year ending 09/30/2022.
- III **Adjourn.**

REGULAR BOARD MEETING – CONTINUED

- VII Consider and/or approve **Budget for Fiscal Year Ending 09/30/2022 and sign the Resolution to Adopt the Annual Budget.**
- VIII Consider and/or adopt a **Proposed Tax Rate for 2021-2022.**
- IX Consider and/or act upon **Setting a Public Hearing Time, Place and set a Meeting Date/Time/Place to Adopt a Tax Rate for 2021-2022.**
- X Update on **San Andres flowing well issues around Imperial area.**
- XI Update on **FSH-MPGCD Joint Study and Implementation.**
- XII 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).**
- XIII **Progress Reports: Well Registrations, Production Permits, Drilling Permits, Data Loggers, Drought Monitor Map, Water Quality Analysis and General Manager’s Correspondence.**⁴
- XIV **Directors’ Comments**⁴ and consider and/or act upon **agenda for next meeting.**
- XV **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 meeting and 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.