

MIDDLE PECOS GROUNDWATER CONSERVATION DISTRICT

P.O. Box 1644 Fort Stockton, TX 79735 Phone (432)336-0698 Fax (432)336-3407

405 North Spring Drive Fort Stockton, Texas 79735

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

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 Drgab

FILED
NOV 10 2022 @ 9:35
LIZ CHAPMAN
CLERK COUNTY COURT, PECOS CO., TEXAS
By *JZ* Deputy

Employees

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

NOTICE OF REGULAR BOARD MEETING AND PUBLIC HEARING¹

**November 15, 2022
Call to Order at 10:00 a.m.**

In accordance with the Texas Open Meetings Act, a quorum of the Board will meet in person and less than a quorum may participate by videoconference. The public may also join this meeting in person or as follows:

Join Zoom Meeting:

<https://us02web.zoom.us/j/84442167056?pwd=KzJvd1U2NGhDOXo4djVPd1RPNnBPZz09>

**Meeting ID: 844 4216 7056
Passcode: 530138**

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

Members of the public wishing to make public comment during the meeting or public hearing must register in person at the time of the meeting or by emailing mpgcd@mpgcd.org prior to 9:30 a.m. on November 15, 2022.

During this meeting, 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 **Issue Certificates of Election to Board Members.**
- III **Administer the Statement of Elected Officer.**
- IV **Administer Oath of Office for Board Members.**
- V **Directors to draw lots for a two- or four-year service term in accordance with Section 8851.052 of the District's enabling act.**

- VI Consider and/or act upon **MPGCD Board Reorganization (Election of Officers)**.
- VII 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 HEARING ON DRILLING PERMIT
APPLICATION FOR J&B HOELSCHER FARMS INC.**³

- I Call to order at **10:00 a.m.** the public hearing on **Application for a Drilling Permit J&B Hoelscher Farms Inc.**
- II Adjourn Hearing and consider and/or act on **Application for a Drilling Permit for J&B Hoelscher Farms Inc.**

REGULAR BOARD MEETING – CONTINUED

- VIII Consider and/or act to approve **Minutes of Regular Meeting on October 18, 2022.**
- IX Consider and/or act upon **Treasurer’s Report for the Month Ending October 31, 2022.**
- X Report on Groundwater Management Area 3 and 7 meetings.
- XI Update on **San Andres flowing** well issues around Imperial area.
- XII Update from **Banner Public Affairs, LLC** on efforts to secure funding to address San Andres flowing well issues.
- XIII Update on **Fort Stockton Holdings, L.P. (FSH)-MPGCD Joint Study and Implementation.**
- XIV Briefing and take action as necessary on **Cockrell Investment Partners, L.P. v. MPGCD and its Board President in his official capacity, FSH 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 FSH,** Case No. 08-21-00200-CV (El Paso Court of Appeals).
- XV **Progress Reports: Well Registrations, Production Permits, Drilling Permits, Data Loggers, Drought Monitor Map, Water Quality Analysis and General Manager’s Correspondence.**⁴
- XVI **Directors’ Comments**⁴ and consider and/or act upon **agenda for next meeting.**

XVII **Adjourn** Board meeting.

- ¹ The Board may break for lunch and commence or continue the Board meeting and/or hearing 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 hearing 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.
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