

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 Billy Jackson Jeff Sims Puja Boinpally Larry Drgac

Employees

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

NOTICE OF REGULAR BOARD MEETING AND PUBLIC HEARINGS¹

May 20, 2025

Call to Order at 10:00 a.m.

405 North Spring Drive, Fort Stockton, Texas

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 or hearings in person or as follows:

Join Zoom Meeting:

<https://us02web.zoom.us/j/84246257395?pwd=azRUSm9uTWgwc1dKWkFPY1lueWo1dz09>

Meeting ID: 842 4625 7395

Passcode: 438283

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

Members of the public wishing to make public comment during the meeting or hearings must register in person at the time of the meeting or by emailing mpgcd@mpgcd.org prior to 9:30 a.m. on May 20, 2025.

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

FILED
MAY 16 2025

LIZ CHAPMAN
CLERK COUNTY COURT, PECOS CO., TEXAS

By _____ Deputy

- III Consider and/or act to approve **Minutes of Regular Meeting on April 15, 2025.**
- IV Consider and/or act upon **Treasurer’s Report for the Month Ending April 30, 2025.**

PUBLIC HEARING ON AMENDMENTS TO MANAGEMENT PLAN³

- I Call to Order at 10:00 a.m.
- II Public hearing to receive public input on proposed Amendments to Management Plan.
- III Adjourn.

PUBLIC HEARING ON ANNUAL STATUTORY INCREASE IN GROUNDWATER EXPORT FEES³

- I Call to order at 10:15 a.m. the public hearing on annual statutory increase in export fees and a 3% increase effective in 2025 (21.22¢/1,000 gal).
- II Adjourn hearing and consider and/or act on annual statutory increase in export fees and a 3% increase effective in 2025 (21.22¢/1,000 gal).

REGULAR BOARD MEETING – CONTINUED

- V Consider and/or act upon **2025 Amendments to Management Plan.**
- VI **State legislative update** (89th Legislative Session commencing January 14, 2025).
- VII Update and possible action on **Pecos County Groundwater Flow Model** and Timeline on Tech Memos.
- VIII Update and possible action on **San Andres efforts at RRC and TCEQ, and MPGCD v. RRC and Commissioners**, Cause No. D-1-GN-24-005222 (200th District Court, Travis County) and second cause filed on October 11, 2024.
- IX Update on **Fort Stockton Holdings, L.P. (FSH)-MPGCD Joint Study, Threshold Water Level Update and Drilling of New Rustler Monitor on Williams Farms.**
- X Briefing and take action as necessary on **withdrawal of its December 23 Petition for Inquiry and a restated petition for Inquiry filed at TCEQ by Cockrell Investment Partners, L.P on March 4, 2025.**
- XI Briefing and take action as necessary on following lawsuits:
 - A. **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. 23-0742 (Texas Supreme Court)(Cockrell I)

- B. **Cockrell Investment Partners, L.P. v. MPGCD and its General Manager in his official capacity, and FSH**, Case No. 23-0593 (Texas Supreme Court)(Cockrell II)
 - C. **Cockrell Investment Partners, L.P. v. Ty Edwards, In His Capacity as General Manager, and FSH**, Case No. 08-23-00178-CV (El Paso Court of Appeals)(Cockrell III)
 - D. **Cockrell Investment Partners, L.P. v. Middle Pecos Groundwater Conservation District**, Cause No. P-8626-83-CV (83rd District Court)(Cockrell IV)
 - E. **Cockrell Investment Partners, L.P. v. Middle Pecos Groundwater Conservation District**, Cause No. P-13031-112-CV (112th District Court)(Cockrell V)
- XII **Progress Reports: Well Registrations, Production Permits, Drilling Permits, Data Loggers, Drought Monitor Map, Water Quality Analysis, and General Manager’s Correspondence.**⁴
- XIII Consider and/or act to **accept the resignation of Jerry McGuairt**, Precinct 1 Director.
- XIV Consider and/or act upon **Appointment of New Director for Precinct 1**.
- XV **Administer the Statement of Elected Officer and Oath of Office for Precinct 1 Director.**
- XVI Consider and/or act upon **MPGCD Board Reorganization (Election of Officers)**.
- XVII **Directors’ Comments**⁴ and consider and/or act upon **agenda for next meeting**.
- XVIII **Adjourn** Board meeting.

¹ The Board may break for lunch and commence or continue the Board meeting and/or hearings 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 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 required by 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.