



Minutes
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT
Special Called Board Meeting
District Office
112 W 3rd Street - Hearne, Texas 77859
Tuesday, June 24, 2025 | 9:05 a.m.

Jayson Barfknecht, President called the meeting to order at 9:00 a.m.

Directors present:	Jayson Barfknecht	President
	Jeff Kennedy	Secretary
	Stephen Cast	Director
	Mark Carrabba	Director
	John Elliott	Director
	Gary Mechler	Director
	Lisa Rolke	Director
Director Absent:	Chris Zeig	Absent
Staff present:	Alan M. Day	General Manager
	Cynthia Lopez	Office Manager
	Megan Lamb	Education Coordinator
	Monique Norman	Attorney

Call meeting to order
Pledge of Allegiance
Declare quorum present
Public Comment

- a) Non-agenda items**
- b) Agenda items**

1. Executive Session: **@ 9:05 a.m.**

- Texas Government Code 551.071 – To receive attorney-client privileged information regarding:
 - pending transport permit applications for groundwater from the Simsboro Aquifer: (BVTP-002) for RH2O LLC; (BVTP-003) for Clifford A. Skiles III; (BVTP-004) for James C. Brien; (BVTP-005) for L. Wiese Moore LLC; (BVTP-006) for Fazzino Investments LP; (BVTP-007) for Ely Family Partnership LP; and (BVTP-008) for Cula d'Brazos LLC, all of whom are co-applicants with UW Brazos Valley Farm LLC; ongoing settlement discussions, and related mediation by the State Office of Administrative Hearings as required by District Board Order No. 1;
 - pending contested permit applications for groundwater from the Simsboro Aquifer: (BVDO-0108, BVDO-0317) for Clifford A. Skiles III; (BVDO-0315, BVDO-0316) for James C. Brien; (BVDO-0377, BVDO-0378, BVDO-0379, BVDO-0380, BVDO-0381, BVDO-0382, BVDO-0383, BVDO-0384) for Ely Family Partnership LP; (BVDO-0385, BVDO-0386, BVDO-0387,

BVDO-0388., BVDO-0389) for RH2O LLC; (BVDO-0394, BVDO-0395, BVDO-0396, BVDO-0397, BVDO-0398, BVDO-0399) for Fazzino Investments LP; (BVDO-0401, BVDO-0402) for L. Wiese Moore LLC; (BVDO-0408, BVDO-0409, BVDO-0410, BVDO-0411, BVDO-0412, BVDO-0413, BVDO-0414) for Cula d'Brazos LLC: and BVTP-001 for UW Brazos Valley Farm LLC;

- pending Writ of Mandamus filed by the Texas A&M University System in Brazos County District Court, Cause No. 24-002626-CV-472, and related court filings;
- District Rule 8.3 regarding the permitting of wells;
- water production, export, and administrative fees; and

2. Discussion and possible action on items listed and deliberated in Executive Session, as noticed above in Agenda Item 1, including but not limited a Settlement and Release Agreement. **Executive Session open @ 10:32 a.m.**

A motion was made by Lisa Rolke, second by Mark Carrabba that the Board approves the Full and Final Settlement and Release Agreement related to the listed matter, as noticed in Agenda item 1, and the associated Memorandum of Understanding between the Texas A&M University System, the City of Bryan, the City of College Station, Brazos County, and the District, and that legal counsel may make minor non-substantive changes to the agreement. The motion passed on a 6-1 vote with Stephen Cast opposing.

3. Discussion and possible authorizing the General Manager to have repair work done on the back wall of the District Office related to a water leak. **A motion was made by Mark Carrabba, second by Jayson Barfknecht to approve up to \$12,000 for repairs to the back outside wall due to water leak as presented to the Board. The motion passed unanimously.**
4. Discussion and Possible future agenda items.

Signed this 10th day of July 2025

Jeff Kennedy
Secretary

- The Board of Directors may meet in closed session, pursuant to the Texas Open Meetings Act, Texas Government Code §§ 551.071-551.076, to:
- (1) consult with attorney;
 - (2) deliberate regarding the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the District in negotiations with a third person;
 - (3) deliberate a negotiated contract for a prospective gift or donation to the District if deliberation in an open meeting would have a detrimental effect on the position of the District in negotiations with a third person;
 - (4) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a Board member or District employee;
 - (5) to receive information from employees or question employees, but not deliberate public business or agency policy that affects public business; and
 - (6) to deliberate the deployment or specific occasions for implementation of security personnel or devices.

The Board may also meet in open session on these matters as required by the Texas Open Meetings Act, Texas Government Code § 551.102.

**** Agenda items may be taken out of order at the discretion of the Board Chairman**