



**Minutes**  
**BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT**  
**Public Permit Hearing, 2026 District Export Fee Hearing &**  
**Regular Board Meeting**  
**District Office**  
**112 W 3<sup>rd</sup> Street - Hearne, Texas 77859**  
**Thursday, November 13, 2025 | 2:00 p.m.**

**Jayson Barfknecht, President called the meeting to order at 2:01 p.m.**

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

**Call Permit Hearing to order**  
**Roll call of members present;**

2. Discussion and possible action on the following **Operating Permit Amendment Applications:**
  - **Three (3) Operating permits for A&G Turf Farm:**

Well #3 (**BVDO-0423**): Located at: N 31.019020° W 96.758640° 2.59 miles SW of the intersection of Salter Farm Road and FM 2159 in Robertson County. Total maximum annual production from the water well is 150 ac-ft/yr at a maximum rate of 600 gpm for Agricultural use. The well produces from the Brazos River Alluvium Aquifer. Permit holder seeks an amendment lengthening the permit term from one (1) year to five (5) years.

Well #4 (**BVDO-0427**): Located at: N 31.01723762° W 96.76229090° 2.84 miles SW of the intersection of Salter Farm Road and FM 2159 in Robertson County. Total maximum annual production from the water well is 150 ac-ft/yr at a maximum rate of 600 gpm for Agricultural use. The well produces from the Brazos River Alluvium Aquifer. Permit holder seeks an amendment lengthening the permit term from one (1) year to five (5) years.

Well #5 (**BVDO-0428**): Located at: N 31.02000566° W -96.75919257° 2.57 miles SW of the intersection of Salter Farm Road and FM 2159 in Robertson County. Total maximum annual production from the water well is 150 ac-ft/yr at a maximum rate of 600 gpm for Agricultural use. The well produces from the Brazos River Alluvium Aquifer. Permit holder seeks an amendment lengthening the permit term from one (1) year to five (5) years.

**A motion was made by Mark Carrabba, second by John Elliott to approve the three (3) Operating permit amendments for A&G Turf Farms lengthening the permit term from one (1) year to five (5) years as presented to the Board. The motion passed unanimously.**

### **3. Adjourn Permit Hearing at 2:10 p.m.**

#### **Public Export Fee Hearing**

##### **District Export Fee Schedule Adoption – FY 2026**

##### **Public Comments: Eddie McCarthy**

The Brazos Valley Groundwater Conservation District is holding a public hearing Thursday, November 13, 2025 at 2:00 p.m. in the District Office located at 112 W. 3<sup>rd</sup> Street, Hearne, Texas on the adoption of export fees for FY 2026, pursuant to § 36.122(e-3), Texas Water Code. Public comments will be taken during the hearing or may be submitted to the District in writing prior to the hearing. Comments may be emailed to [info@brazosvalleygcd.org](mailto:info@brazosvalleygcd.org) or mailed to P.O. Box 528, Hearne, Texas 77859.

#### **Regular Board Meeting**

Call meeting to order

Pledge of Allegiance

Declare quorum present

Public Comment

a) Non-agenda items Andy Weir, agenda item #5

b) Agenda items

1. Discussion and possible action on the minutes of October 9, 2025, Public Rules Hearing & Regular Board Meeting. **A motion was made by John Elliott, second by Lisa Rolke for approval of the minutes for the October 9, 2025, Public Rules Hearing & Regular Board Meeting as presented to the Board. The motion passed unanimously.**
2. Financial Report – October 2025. **A motion was made by Mark Carrabba, second by John Elliott for approval of the Financial Report as presented to the Board. The motion passed unanimously.**
3. Presentation, discussion and possible action on the adoption of the proposed FY 2026 District Operating & Capital budgets. **A motion was made by Jeff Kennedy, second by Lisa Rolke for the adoption of the proposed FY 2026 District Operating & Capital Budgets as presented to the Board. The motion passed unanimously.**
4. Discussion and possible action on the adoption by resolution of FY 2026 water production, export and administrative fee schedules following a public hearing. **A motion was made by Lisa Rolke, second by Jayson Barfknecht for the adoption by resolution of the FY 2026 water production, export and administrative fee schedules as presented to the Board. The motion passed unanimously.**
5. Executive Session: at 2:47 p.m.

- Texas Government Code 551.071 – To receive attorney-client privileged information regarding:
  - pending lawsuit Fazzino Investments, LP v. Brazos Valley Groundwater Conservation District, CASE NO. 6:25-cv-00001, filed in the United States District Court for the Western District of Texas, Waco Division;
  - socioeconomic impact study for use in establishing 2026 Desired Future Conditions
  - establishing Desired Future Conditions for all aquifers within the boundaries of the BVGCD and related statutory considerations
  
- 6. Discussion and possible action on items listed and deliberated in Executive Session, as noticed above in Agenda Item 5. **Executive Session ends at 3:09 p.m. No action taken.**
  - Fazzino Investments LLC v. BVGCD
  - Socioeconomic impact study for use in determining 2026 Desired Future Conditions
  - Matters related to the adoption of Desired Future Conditions
  
- 7. General Manager’s Report. **The General Manager briefly updated the Board on the items listed below.**
  - a) Drought Monitor Report
  - b) Wells permitted pursuant to District Rule 8.3(j)(1)
  - c) District Business & Activities
  - d) Management Plan Update
  
- 8. Discussion and possible future agenda items.
  
- 9. Adjourn

**Signed this 8<sup>th</sup> day of January 2026**

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**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.

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