



Minutes
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT
Public Permit Hearing & Regular Board Meeting
District Office
112 W 3rd Street - Hearne, Texas 77859
Thursday, April 9, 2026 | 2:00 p.m.

Jayson Barfknecht, President called the meeting to order at 2:02 p.m.

Directors present:	Jayson Barfknecht	President
	Jeff Kennedy	Secretary
	Mark Carrabba	Director
	Stephen Cast	Director
	John Elliott	Director
	Lisa Rolke	Director
	Gary Mechler	Vice President

Director Absent:	Chris Zeig	Director
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Staff present:	Alan M. Day	General Manager
	Cynthia Lopez	Office Manager
	Kathy Polzar	Education Coordinator
	John Crabtree	Field Technician

Call Permit Hearing to order
Roll call of members present;

2. Discussion and possible action on the following **Drilling/Operating Permit Application:**

- **One (1) Drilling/Operating permit for High Prairie Holdings LLC:**

Well #1 (**BVDO-0430**): Located at: N 30.46077778° W 96.25258333° 1.34 miles S of the intersection of FM 2154 and High Prairie Road in Brazos County. Total maximum annual production from the water well is 100 ac-ft/yr at a maximum rate of 120 gpm for Agricultural use. The well produces from the Yegua-Jackson Aquifer. **A motion was made by Mark Carrabba, second by John Elliott to approve the Operating Permit for High Prairie Holdings LLC for 100 ac-ft/yr at a maximum rate of 120 gpm for Agricultural use as presented to the Board. The well produces from the Yegua-Jackson Aquifer. The motion passed unanimously.**

3. Adjourn Permit Hearing

Regular Board Meeting

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

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

1. Discussion and possible action on the minutes of March 9, 2026, Permit Hearing & Regular Board Meeting. **A motion was made by John Elliott, second by Lisa Rolke for approval of the March 9, 2026 Permit Hearing & Regular Board Meeting as presented to the Board. The motion passed unanimously.**
2. Financial Report – March 2026 **A motion was made by Gary Mechler, second by Jeff Kennedy for approval of the Financial Report for the month of March 2026 as presented to the Board. The motion passed unanimously.**
3. Discussion and possible action regarding sealed bids received in response to a notice of renovation work to be completed on the former H&R Block property and incorporating the property into the existing District Office space. **A motion was made by Jeff Kennedy, second by Mark Carrabba to reject the sealed bids received as presented to the Board. The motion passed unanimously.**
4. Discussion of the House Natural Resources and Senate Water, Agriculture, and Rural Affairs Committee 89th Legislative Interim charges. **Discussion only.**
5. Executive Session: **Closed for Executive Session at 2:31 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;
 - establishing Desired Future Conditions for all aquifers within the boundaries of the BVGCD and related statutory considerations and associated rules
6. Discussion and possible action on items listed and deliberated in Executive Session, as noticed above in Agenda Item 5. **Opened Executive Session at 3:09 p.m. No action taken.**
 - Fazzino Investments, LP v. BVGCD
 - Matters related to the adoption of Desired Future Conditions and statutory considerations and associated rules
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) Update of Upcoming Permits yet to be drilled
 - d) District Business & Activities
 - e) Management Plan Update
8. Discussion and possible future agenda items.
 9. Adjourn @ 3:29 p.m.

Signed this day 21st day of May 2026

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**