



Minutes
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT
Public DFC Comment Hearing, Public Permit Hearing & Regular Board Meeting
District Office
112 W 3rd Street - Hearne, Texas 77859
August 13, 2026 | 2:00 p.m.

Jayson Barfknecht, President called the meeting to order at 2:00 p.m.

Directors present:	Jayson Barfknecht	President
	Gary Mechler	Vice-President
	Jeff Kennedy	Secretary
	Mark Carrabba	Director
	John Elliott	Director
	Lisa Rolke	Director
	Campbell Young	Director
	Lewis Varvel	Director

Staff present:	Alan M. Day	General Manager
	Monique Norman	Attorney
	Cynthia Lopez	Office Manager
	Kathy Polzar	Education Coordinator
	John Crabtree	Field Technician

Public Comment Hearing
2026 Proposed Desired Future Conditions

Comments: Andy Wier, Executive Director, Simsboro Aquifer Water Defense Fund (SAWDF)
James L. Hailey, Landowner, Bremond, Texas

Adjourn Public Comment Hearing 2:14 p.m.

Call Permit Hearing to order
Roll call of members present

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

- **One (1) Operating permit for P&B Livestock LLC:**

Well #14 (**BVOP-0327**): Located at: N 31.10950000° W 96.70430556° 0.73 miles SSW of the intersection of Bartkowiak Road and Petrowicz in Robertson County. Total maximum annual production from the water well is 56 ac-ft/yr at a maximum rate of 50 gpm for Agricultural use. The well produces from the Hooper Aquifer. Permit holder seeks an amendment to lengthen the permit term from one (1) year to five (5) years. **A motion was made by Campbell Young, second by John Elliott for approval of P&B Livestock LLC permit amendment to lengthen the permit term from one (1) year to five (5) years as presented to the Board. The motion passed unanimously.**

Adjourn Permit Hearing at 2:17 p.m.

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 July 15, 2026, Public Rules Hearing & Regular Board Meeting. **A motion was made by Mark Carrabba, second by John Elliott for approval of the July 15, 2026, Public Rules Hearing & Regular Board Meeting minutes. The motion passed unanimously.**
2. Financial Report – June 2026 **A motion was made by Campbell Young, second by Lisa Rolke for approval of the July 2026 Financial Report as presented to the Board. The motion passed unanimously.**
3. Discussion and possible action on re-adopting the District Water Conservation Plan. **A motion was made by Jeff Kennedy, second Jayson Barfknecht for approval of the revised District Water Conservation Plan as presented to the Board. The motion was passed unanimously.**
4. Discussion and possible action on re-adopting the District Drought Contingency Plan. **A motion was made by Gary Mechler, second by Jeff Kennedy for approval of re-adoption of the District Drought Contingency Plan as presented to the Board. The motion passed unanimously.**
5. Discussion and possible action on amending the 2026 District Operating Budget in regard to furnishing the newly renovated office space. **A motion was made by John Elliott, second by Lisa Rolke for approval of amending the 2026 District Operating Budget providing funds to furnish the renovated office space in the amount of \$16,000.00. The motion passed unanimously.**
6. Executive Session: Close 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
 - GMA-wide well mitigation under interlocal agreements

7. Discussion and possible action on items listed and deliberated in Executive Session, as noticed above in Agenda Item 6. Open at 2:59 p.m. from Executive Session. **No action taken.**
 - Fazzino Investments, LP v. BVGCD
 - Matters related to the adoption of Desired Future Conditions and statutory considerations and associated rules
 - GMA-wide well mitigation under interlocal agreement
8. General Manager's Report, **Alan Day, 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
9. Discussion and possible future agenda items.
10. Adjourn at 3:09 p.m.

Signed this 10^h day of September 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**