Minutes
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT
Regular Board Meeting
District Office
112 W 3rd Street - Hearne, Texas 77859
October 8, 2026 | 2:01 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
	John Elliott	Director
	Lisa Rolke	Director
	Lewis Varvel	Director
	Campbell Young	Director
Staff present:	Alan M. Day	General Manager
	Monique Norman	Attorney
	Cynthia Lopez	Office Manager

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 approving the minutes of September 10, 2026, Regular Board Meeting. **A motion was made by Mark Carrabba, second by John Elliott for approval of the September 10, 2026, Regular Board meeting minutes as presented to the Board. The motion passed unanimously.**

2. Financial Report – September 2026 **A motion was made by Campbell Young, second by Lisa Rolke for approval of the September 2026 Financial Report as presented to the Board, The motion passed unanimously.**

3. Discussion and possible action to determine a drilling contractor to install TWDB grant-funded monitoring well**. A motion was made by Jeff Kennedy, second by John Elliott to approve the General Manager's recommendation to accept the bid proposal from Brien Water Wells and proceed with construction of the Simsboro TWDB grant-funding monitoring well. The motion passed unanimously.**

4. Presentation and discussion of the Budget/Finance Committee draft FY2027 District Operating & Capital budgets. **No action taken.**

5. Discussion of potential FY2027 water production, export and administrative fee schedules. **No action taken.**

DRAFT

6. Executive Session: **Closed at 3:26 p.m. for Executive Session**
    - 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 Executive Session at 3:26 p.m. No action.**
    - Fazzino Investments, LP v. BVGCD
    - Matters related to the adoption of Desired Future Conditions and statutory considerations
    - 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) TWDB Grant Funding Task Update
    d) District Business & Activities
    e) Management Plan Update

9. Discussion and possible future agenda items.

10. Adjourn @ 4:29 p.m.

Signed this 12th day of November 2026

_____

Jeff Kennedy
Secretary

DRAFT

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**