



Minutes
BRAZOS VALLEY GROUNDWATER CONSERVATION DISTRICT
Public Permit Hearing & Regular Board Meeting
District Office
112 W 3rd Street - Hearne, Texas 77859
Thursday, January 8, 2026 | 2:00 p.m.

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

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

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 Major Oak Power LLC:**

Well #5 (**BVDO-0429**): Located at: N 31.096867° W 96.696239° 1.12 miles ENE of the intersection of Plant Road and SH-6 in Robertson County. Total maximum annual production from the water well is 399 ac-ft/yr at a maximum rate of 300 gpm for Industrial use. The well produces from the Hooper Aquifer. **A motion was made by Mark Carrabba, second by John Elliott for the approval of Major Oak Power LLC, Drilling/Operating permit BVDO-0429 at a total maximum annual production 399 ac-ft/yr at a maximum rate of 300 gpm for Industrial use from the Hooper Aquifer as presented to the Board. The motion passed unanimously.**

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. Election of officers for the 2026 calendar year as required by District Bylaws. **A motion was made by Mark Carrabba, second by Stephen Cast to re-elect the current slate of officers by acclamation. The motion passed unanimously.**

Jayson Barfknecht, President
Gary Mechler, Vice-President
Jeff Kennedy, Secretary
Chris Zeig, Treasurer

2. Discussion and possible action on the minutes of November 13, 2025, Permit Hearing, 2026 Export Fee Hearing, & Regular Board Meeting. **A motion was made by Lisa Rolke, second by Jayson Barfknecht for approval of the minutes of November 13, 2025, Permit Hearing, 2026 Export Fee Hearing, & Regular Board Meeting as presented to the Board. The motion passed unanimously.**
3. Financial Report – November/December 2025. **A motion was made by John Elliott, second by Lisa Rolke for approval of the November and December 2025 Financial Reports as presented to the Board. The motion passed unanimously.**
4. 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;
 - 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
5. Discussion and possible action on items listed and deliberated in Executive Session, as noticed above in Agenda Item 4. **Executive Session opened at 2:40 p.m. No action taken.**
 - Fazzino Investments, LP v. BVGCD
 - socioeconomic impact study for use in establishing 2026 Desired Future Conditions
 - Matters related to the adoption of Desired Future Conditions
6. General Manager’s Report. **Alan Day presented the Board with the reports listed below.**
 - a) Drought Monitor Report
 - b) Wells permitted pursuant to District Rule 8.3(j)(1)
 - c) GMA 12 DFC Planning Update
 - d) District Business & Activities
 - e) Management Plan Update
7. Discussion and possible future agenda items.
 - Annual Report

8. Adjourn @ 2:57 p.m.

Signed this 12th day of February 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**