

MINUTES
Of the Regular Board Meeting conducted on January 20, 2020

Take notice that a Regular Board Meeting of the Board of Directors of Hidalgo County Irrigation District Number Six was held at 1:00 p.m. on Monday, January 20, 2020, at the Hidalgo County Irrigation District Number Six office located at 3735 N. FM 492, Mission, Texas 78574.

- 1) The meeting was called to order by Ms. Diana Izaguirre at 1:07 p.m., January 20, 2020, at which time Ms. Izaguirre acknowledged the presence of the Elected Members of the Board of Hidalgo County Irrigation District No. Six.

Members present included:

Ms. Diana Izaguirre, President (left at 3:36)
Mr. Santana Gutierrez, Vice-President
Dr. Roberto Zamora, Director
Mr. Oscar Arturo Garza, Director (arrived at 1:19 p.m.)

Member not present:

Mr. Brandon Thompson, Secretary

Also, present included:

Mr. Rene Flores, Interim General Manager, HCID#6
Ms. Deborah Cordova, Attorney at Law, HCID#6
Ms. Minnie Mueller, Assistant, HCID#6
Mr. Ruben J. De Jesus, Melden & Hunt
Mr. David Santos, Lord and I Cemetery
Mr. Ruben Canales, Representative, Lord and I Cemetery
Mr. Clayton Kindel, IOC Construction Company
Mr. Thomas Rodriguez, IOC Construction Company
Mr. Jorge Alvarez, IOC Construction Company

A quorum of the members of the Hidalgo County Irrigation District No.6 being present, the meeting was duly convened. The Pledge of Allegiance followed by Invocation was presented by Dr. Roberto Zamora, HCID#6 Director.

- 2) Recognition of visitors and public comments.
- 3) Certification of Posting for the Board Meeting.

Interim General Manager confirmed that the Certification of the Board Meeting was posted at the Hidalgo County Court House, HCID#6 lobby and the place convenient to the public in the bulletin board at HCID#6, 3735 N FM 492, Mission, Texas 78572 at 9:45 a.m., January 15, 2020.

- 4) Minutes
 - a) Approval of Minutes for the Special Workshop Meeting of December 13, 2019.

Dr. Roberto Zamora made a motion and seconded by Mr. Santana Gutierrez to approve the minutes for the Special Workshop Meeting of December 13, 2019.

Motion carried unanimously.
 - b) Approval of Minutes for the Regular Meeting of December 16, 2019

Dr. Roberto Zamora made a motion and seconded by Mr. Santana Gutierrez to approve the minutes for the Regular Meeting of December 16, 2019.

Motion carried unanimously.
 - c) Approval of Minutes for the Special Meeting of December 20, 2019.

Dr. Roberto Zamora made a motion and seconded by Mr. Santana Gutierrez to approve the minutes for the Special Meeting of December 20, 2019, with the amendment on page 1 of 2 Item No. 7, indicating this item was a no action due to no report presented.

Motion carried unanimously.

5) Interim General Manager's Report:

a) ERCOT

Interim General Manager informed Board Members of a compensation check received in the amount of \$3,693.54 from ERCOT for being a participant in their program.

b) Elections

Interim General Manager informed Board Members of the upcoming 2020 election and that the election notice has been posted accordingly. The last day to order the election is February 14, 2020.

6) Discuss and consider an update by Isauro Trevino of ***South Texas Grant Writing Service***.

Dr. Roberto Zamora made a motion and seconded by Mr. Santana Gutierrez to authorize the Board President to sign the Application for Federal Assistance SF-424 form presented by Mr. Isauro Trevino. He mentioned this is a pre-application and will take four to six weeks for approval status. He will present an update at the next board meeting.

Motion carried unanimously.

7) Discuss and consider a request made by ***Texas Department of Transportation*** regarding FM 2221 conflict (standpipe) located West La Homa and North 107, Hidalgo County, Texas.

Mr. Oscar Arturo Garza made a motion and seconded by Mr. Santana Gutierrez to take no action on this item.

Motion carried unanimously.

8) Discuss and consider a request made by ***Melden and Hunt Inc.***, regarding proposed utility crossings along the east side of Schuerbach Road at Idea Palmview Subdivision.

Mr. Oscar Arturo Garza made a motion and seconded by Mr. Santana Gutierrez to approve the proposed utility crossings along the east side of Schuerbach Road @ Idea Palmview Subdivision as recommended by South Texas Infrastructure Group.

Motion carried unanimously.

9) Discuss and consider the 2018 fiscal year audit performed by Oscar R. Gonzalez, CPA & Associates, PLLC.

Mr. Oscar Arturo Garza made a motion and seconded by Mr. Santana Gutierrez to take no action on this item.

Motion carried unanimously.

10) Discuss and consider a request made by David Santos, regarding proposed Irrigation Gate and Meter on HCID#6 Main Canal on ***Lord and I Cemetery*** along the North side of Expressway 83.

The Board of Directors moved this item into executive session.

Mr. Oscar Arturo Garza made a motion for the Board of Directors to enter closed session at 2:02 p.m. and seconded by Mr. Santana Gutierrez to discuss item number 10.

Motion carried unanimously.

Dr. Roberto Zamora made a motion for the Board of Directors to reconvene at 2:17 p.m. and seconded by Mr. Santana Gutierrez.

Motion carried unanimously.

Discussion and possible action regarding Item No. 10 discussed in Executive Session.

Dr. Roberto Zamora made a motion and seconded by Mr. Santana Gutierrez to approve the proposed Irrigation Gate and Meter on HCID#6 Main Canal. Board Members stated that Lord and I Cemetery representatives will work in coordination with HCID#6 engineers and legal counsel to prepare documents necessary to move forward.

Motion carried unanimously.

- 11) Discuss and consider a request made by Interim General Manager regarding the repairs of River Pump 30DD for the estimated cost of \$14,000.00.

Dr. Roberto Zamora made a motion and seconded by Mr. Santana Gutierrez to authorize Interim General Manager to select the repair estimate that is in the best interest of the District.

Motion carried unanimously.

- 12) Discuss and consider the approval of HCID #6 Fourth Quarter Investment Report for 2019.

Dr. Roberto Zamora made a motion and seconded by Mr. Santana Gutierrez to approve HCID36 Fourth Quarter Investment Report.

Motion carried unanimously.

- 13) Discuss and consider the engagement of a CPA firm for the 2019 fiscal year audit.

Mr. Oscar Arturo Garza made a motion and seconded by Dr. Roberto Zamora to authorize Interim General Manager to post the solicitation of RFQ'S for a CPA firm for the 2019 fiscal year audit.

Motion carried unanimously.

- 14) Discuss and consider a request made by *The Church of God of the Apostolic* to address the Board of Directors regarding the waiver of penalties and interest, being 9.14 acres out Mile 5 – 5 1/2 Road and North Bentsen Palm Drive, Lot 025, Hidalgo County, Texas. (FR: 5458)

The Board of Directors moved this item into executive session.

- 15) **EXECUTIVE SESSION:**

Mr. Oscar Arturo Garza made a motion for the Board of Directors to enter closed session at 1:24 p.m. and seconded by Dr. Roberto Zamora to discuss item number 15b.

Motion carried unanimously.

- b) Discussion regarding entering into a contract by and between HCID#6 and IOC Company, LLC for the sale of water.

Dr. Roberto Zamora made a motion for the Board of Directors to reconvene to open session at 1:50 p.m. and seconded by Mr. Santana Gutierrez.

Motion carried unanimously.

Discussion and possible action regarding items discussed in Executive Session.

Item 15b. Mr. Oscar Arturo Garza made a motion and seconded by Mr. Santana Gutierrez to approve the sale of water to IOC Company, LLC. The Board of Directors requested IOC Company to draft an agreement for Board of Directors and counsel to review.

Motion carried unanimously.

Mr. Oscar Arturo Garza made a motion for the Board of Directors to enter closed session at 2:44 p.m. and seconded by Mr. Santana Gutierrez to discuss item numbers 15a, 15c, 15d, 15e, 15f, 15g, 15h, 15i, 15j and 14.

Motion carried unanimously.

- a) Discussion on audit and audit procedure.
- c) Discussion regarding *Gerardo Salinas and Lyliana Salinas vs. HCID #6*, Cause C-0189-19B in the 93rd Judicial District Court, Hidalgo County, Texas.
- d) Discussion regarding Texas Municipal League's response to claim for coverage and defense related to *Joe L. Aguilar vs. Diana Izaguirre*, Cause C-0533-19-F in the 332nd District Court, Hidalgo County, Texas.
- e) Discussion regarding *Joe L. Aguilar vs. HCID #6*, TWCCRD Charge No.: 1A19380, and EEOC Charge No. 31C-2019-00321C.
- g) Discussion regarding the Water Delivery Charges Contract, and any amendments thereto, entered by and between *HCID#6* and *Agua SUD* formally known as La Joya WSC.
- g) Discussion regarding the Water Supply Contract, and any amendments thereto, entered into by and between *HCID#6* and *Agua SUD* formally known as La Joya WSC.
- h) Discussion regarding *Aurora Villarreal vs. HCID#6*, TWCCRD Charge No.: 1A19918, and EEOC Charge No. 31C-2019-00942C.
- i) Discussion on a request made by *Aurora V. Martinez* regarding New Caledonia No. 3 being a 4.25-acre tract of land, out of Lot 10, 11 & 12, Hidalgo County, Texas.
- j) Discussion regarding *Pittman Family Limited Partnership vs. HCID #6*, Cause C-438-07-B in the 93rd Judicial District Court, Hidalgo County, Texas.

Item 14. Discuss and consider a request made by *The Church of God of the Apostolic* to address the Board of Directors regarding the waiver of penalties and interest, being 9.14 acres out Mile 5 – 5 1/2 Road and North Bentsen Palm Drive, Lot 025, Hidalgo County, Texas. **(FR: 5458)**

Mr. Oscar Arturo Garza made a motion for the Board of Directors to reconvene to open session at 3:50 p.m. and seconded by Dr. Roberto Zamora.

Motion carried unanimously.

- 16) Discussion and possible action regarding item(s) discussed in Closed Session.

Mr. Oscar Arturo Garza made a motion and seconded by Dr. Roberto Zamora to take no action on item numbers *15a, 15c, 15d, 15e, 15f, 15g, 15h, 15i, and 15j.*

Motion carried unanimously.

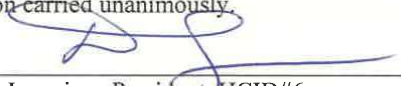
Item 14. Dr. Roberto Zamora made a motion and seconded by Mr. Oscar Arturo Garza to deny this request. The assessments are to be paid along with penalties and interest as per the District's policies.

Motion carried unanimously.

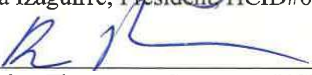
- 17) Adjournment

Mr. Oscar Arturo Garza made a motion and seconded by Dr. Roberto Zamora to adjourn the meeting of January 20, 2019, at 3:55 p.m.

Motion carried unanimously.



Diana Izaguirre, President, HCID#6



Brandon Thompson, Secretary, HCID#6