

**MINUTES**  
**Of the Regular Board Meeting conducted on October 19, 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, October 19, 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 1:08 p.m., October 19, 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 2:36)  
Mr. Santana Gutierrez, Vice-President  
Mr. Brandon Thompson, Secretary (left at 1:57 p.m.)  
Dr. Roberto Zamora, Director (video online)  
Mr. Oscar Arturo Garza, Director (video online)

Also, present included:

Dr. Antonio Uresti, General Manager, HCID#6  
Mr. Rene Flores, Chief Financial Officer, HCID#6  
Ms. Deborah Cordova, Attorney at Law, HCID#6 (video online)  
Ms. Minnie Mueller, Assistant, HCID#6  
Mr. Ruben James de Jesus, Engineer, HCID#6  
Mr. Mike McGurk, Walsh McGurk Cordova Nixon, PLLC  
Ms. Rose Sandoval, Roerig, Oliveira & Fisher, LLP

A quorum of the members of the Hidalgo County Irrigation District No. Six being present, the meeting was duly convened. The Pledge of Allegiance followed by Invocation was presented by Ms. Diana Izaguirre, HCID#6 President.

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

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 11:13 a.m., October 14, 2020.

- 4) Manager's Items but not limited to;

Update for Hidalgo County Irrigation District No. 6 Expansion Project 2022.

General Manager, Dr. Antonio Uresti expressed his gratitude to Melden & Hunt for their total commitment and hard work with this project.

- 5) Minutes

- a) Discuss and consider the approval for the Regular Board Meeting of August 17, 2020.
- b) Discuss and consider the approval for the Special Board Meeting of August 28, 2020.
- c) Discuss and consider the approval for the Regular Board Meeting of September 21, 2020.

Mr. Oscar Arturo Garza made a motion and seconded by Mr. Santana Gutierrez to table Item #'s 5a, 5b and 5c.

Motion carried unanimously.

- 6) Discuss and consider the request made by **South Texas Infrastructure**, on behalf of CIL Fresh Properties, LLC, regarding the review and exclusion of **La Camou Subdivision**, being a 10.31 acre tract, remainder of a 13.315 acre tract of land situated in the Toribio Zamora survey, A-78, Porcion 49, out of the South 2468.6 feet of Share 3, of the Agreed Partition of Porcion 49, as recorded in Vol. 5, Page 17, of the Map Records of Hidalgo County, Texas.

HCID#6 Engineer presented Board Members the location of this property on Minnesota and Mile 3 road. He recommends HCID#6 request a 15-foot easement to be indicated on plat.

**Board of Directors moved this item into Executive Session.**

- 7) Discuss and consider the request made by **Sam Engineering and Surveying, Inc.** on behalf of Andy Santos, regarding the review of **Big Dawg Subdivision**, being a 2.097 acre gross tract of land out of Lot 178, Bentsen Groves Subdivision, an addition to the City of Mission, Hidalgo County, Texas, as per Map or plat thereof recorded in Vol. 7, Page 13, Map Records, Hidalgo County, Texas.

HCID#6 Engineer presented Board Members the location of this property on Bentsen Palm Drive, between Mile 5 and Mile 3 and informed the Board that a valve is still in existence. He recommended HCID#6 to request for a 15-foot easement be indicated on plat. Mr. Oscar Arturo Garza made a motion and seconded by Mr. Brandon Thompson to table the request made by **Sam Engineering and Surveying, Inc.** on behalf of Andy Santos, regarding the review of **Big Dawg Subdivision**, being a 2.097 acre gross tract of land out of Lot 178, Bentsen Groves Subdivision, an addition to the City of Mission, Hidalgo County, Texas, as per Map or plat thereof recorded in Vol. 7, Page 13, Map Records, Hidalgo County, Texas.

Motion carried unanimously.

- 8) Discuss and consider the approval of the **Flat Rate Assessment Resolution** established for 2021.

General Manager presented Board Members an analysis chart of other irrigation districts' Flat Rates. Board Members agreed to review 2021 budget prior to taking action. Mr. Oscar Arturo Garza made a motion and seconded by Dr. Roberto Zamora to table the **Flat Rate Assessment Resolution** established for 2021.

Motion carried unanimously.

- 9) Discuss and consider the 2021 Annual Review and Adoption of the **Investment Policy** for Hidalgo County Irrigation District No. 6.

Legal Counsel presented Board Members the HCID#6 Investment Policy and pointed out important highlights to Board Members. Mr. Brandon Thompson made a motion and seconded by Mr. Santana Gutierrez to approve the 2021 Annual Review and Adoption of the **Investment Policy** for Hidalgo County Irrigation District No. 6.

Motion carried unanimously.

- 10) Discuss and consider the approval of the **2021 Resolution Adopting an Investment Policy**.

Mr. Oscar Arturo Garza made a motion and seconded by Dr. Roberto Zamora to approve the **2021 Resolution Adopting an Investment Policy**.

Motion carried unanimously.

- 11) Discuss and consider the approval of a resolution calling a **Hearing for Exclusion** of Non-irrigated Land of Hidalgo County Irrigation District No. 6 under Texas Water Code Section 51.759.

Legal Counsel informed Board Members of the subdivisions approved for exclusion by District's Board for the current year; however, those requesting exclusion for the current year did not present the recorded plat before the September 30, 2020 deadline, thus, making the **Hearing for Exclusion** unnecessary. Mr. Oscar Arturo Garza made a motion and seconded by Mr. Brandon Thompson to take no action on the resolution calling a **Hearing for Exclusion** of Non-irrigated Land of Hidalgo County Irrigation District No. 6 under Texas Water Code Section 51.759. Motion carried unanimously.

- 12) Discuss and consider HCID#6's **Third Quarter Investment Report** for 2020.

Chief Financial Officer presented Board Members the Third Quarter Investment Report for 2020 and mentioned decrease on interest earned. Dr. Roberto Zamora made a motion and seconded by Mr. Oscar Arturo Garza to approve HCID#6's **Third Quarter Investment Report** for 2020.

Motion carried unanimously.

- 13) Discuss and consider HCID#6's **Year-to-Date Financial Report** for 2020.

Chief Financial Officer presented Board Members the Year-to-Date Financial Report for 2020 and informed them of the shortfall outcome mostly due to less income and low Certificate of Deposit interest rates. CFO will be modifying certain entries as per Boards' request. A special budget work session has been scheduled for October 26, 2020 at 1:00 p.m. Mr. Oscar Arturo Garza made a motion and seconded by Mr. Santana Gutierrez to table HCID#6's **Year-to-Date Financial Report** for 2020.

Motion carried unanimously.

- 14) Discuss and consider the 2019 fiscal year audit performed by Ruth Hernandez & Company, P.C.

Chief Financial Officer notified Board Members of CPA, Mr. Hernandez, not being able to attend meeting and still having some questions on some HCID#6 financial items. Mr. Oscar Arturo Garza made a motion and seconded by Mr. Santana Gutierrez to table 2019 fiscal year audit performed by Ruth Hernandez & Company, P.C.

Motion carried unanimously.

- 15) **EXECUTIVE SESSION:**

**Mr. Santana Gutierrez made a motion and seconded by Mr. Brandon Thompson to enter to closed session at 2:31 p.m.**

**Motion carried unanimously.**

- a) Discussion on audit and audit procedure.
- b) Discussion regarding a request made by **Sendero Acquisitions, LP.**, on behalf of the **Texas Department of Transportation**, regarding the proposed taking of a tract of land containing 0.0607 of an acre (2,645 sq. ft.) situated in the Jose Francisco De La Garza Survey, Abstract Number 579, and Porcion 52 of Hidalgo County, Texas being a portion of the Hidalgo County Irrigation District No. 6 Canal (100 foot right-of-way). (**Parcel 14**)

- c) Discussion regarding *Joe Louis Aguilar, Sr. vs HCID#6*, Cause C-1216-20-D in the 206<sup>th</sup> Judicial District Court, Hidalgo County, Texas.
- d) Discussion regarding the Texas Municipal League's response related to *Joe L. Aguilar vs. Diana Izaguirre*, Cause C-0533-19-F in the 332<sup>nd</sup> District Court, Hidalgo County, Texas.
- e) Discussion regarding *Martha Salinas vs. HCID#6*, EEOC Charge No. 451-2020-01375.
- f) Discussion regarding *Normalinda Contreras vs. HCID#6*, EEOC Charge No. 451-2020-01865.
- g) Discussion regarding Offer to Sell Real Property letter received for the proposed partial acquisition being 9.109 acres out of a 167.628-acre tract, Hidalgo County, Texas, in association with the Border Infrastructure Project by Allen, Williford & Seale, Inc. on behalf of the *US Army Corps of Engineers*. (Parcel Number: RGV-MCS-1309).

*Item #6.* Discuss and consider the request made by *South Texas Infrastructure*, on behalf of CIL Fresh Properties, LLC, regarding the review and exclusion of *La Camou Subdivision*, being a 10.31 acre tract, remainder of a 13.315 acre tract of land situated in the Toribio Zamora survey, A-78, Porcion 49, out of the South 2468.6 feet of Share 3, of the Agreed Partition of Porcion 49, as recorded in Vol. 5, Page 17, of the Map Records of Hidalgo County, Texas.

*Dr. Roberto Zamora made a motion for the Board of Directors to reconvene to open session at 5:37 p.m. and seconded by Mr. Oscar Arturo Garza.*

*Motion carried unanimously.*

- 16) Discuss and possible action regarding items discussed in Executive Session.

*Item #6.* Mr. Oscar Arturo Garza made a motion and seconded by Dr. Roberto Zamora to allow HCID#6 Engineer to contact South Texas Infrastructure and bring back a proposed plat to next regular Board Meeting.

Motion carried unanimously.

Dr. Zamora made a motion and seconded by Mr. Oscar Arturo Garza to take no action for item numbers *15a, 15b, 15c, 15d, 15e*.

Motion carried unanimously.

*Item 15f.* Dr. Roberto Zamora made a motion and seconded by Mr. Oscar Arturo Garza to allow counsel to pursue discussion with Texas Municipal League regarding this item.

Motion carried unanimously.

*Item 15g.* Dr. Roberto Zamora made a motion and seconded by Mr. Oscar Arturo Garza to allow General Manager, HCID#6 Engineer, HCID#6 Board President, Ms. Diana Izaguirre, HCID#6 Director, Mr. Oscar Arturo Garza and Legal Counsel to participate in a discussion and bring back the information to the Board of Directors.

Motion carried unanimously.

- 17) Adjournment.

Dr. Roberto Zamora made a motion and seconded by Mr. Brandon Thompson to adjourn the meeting of October 19, 2020, at 5:49 p.m.

Motion carried unanimously.



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Diana Izaguirre, President, HCID#6



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Brandon Thompson, Secretary, HCID#6