

MINUTES
Of the Special Board Meeting conducted on June 30, 2021

Take notice that a Special Board Meeting of the Board of Directors of Hidalgo County Irrigation District Number Six was held at 2:00 p.m. on June 30, 2021, 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 2:05 p.m., June 30, 2021, 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 (video online) (left at 3:57 p.m.)
Mr. Santana Gutierrez, Vice-President
Dr. Roberto Zamora, Director (video online)
Mr. Oscar Arturo Garza, Director (video online)
Mr. Brandon Thompson, Secretary (video online)

Also, present included:

Dr. Antonio Uresti, General Manager, HCID No.6
Ms. Deborah Cordova, Attorney at Law, HCID No.6 (video online)
Ms. Minnie Mueller, Assistant, HCID No.6
Mr. Michael Kent, Bookkeeper, HCID No.6
Mr. Isauro Trevino, South Texas Grant Services
Mr. Ruben James De Jesus, Engineer, HCID No.6
Mr. Walter Reyna, Walter Reyna, Inc. (video online)

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 No.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 No.6 lobby and the place convenient to the public in the bulletin board at HCID No.6, 3735 N FM 492, Mission, Texas 78572 at 3:03 p.m., June 24, 2021.

- 4) Manager's Items:

- a) Holt Cat

General Manager updated Board Members of HCID No.6 receiving a \$3,448.00 credit refund from Holt Cat.

- b) Safety

General Manager proudly announced of minimal work-related injuries in HCID No.6.

- c) Hydrilla

General Manager updated Board Members of no signs of hydrilla in District's lakes.

- d) Substation

General Manager updated Board Members on completed project with substation at Holbrook location in fencing area previously discussed which will benefit both Holbrook and HCID No.6.

e) Sky Watch Tower

General Manager informed Board Members of sky watch tower still not 100% operational but should be ready in a week. The tower will be utilized to monitor and deter vandalism and illegal dumping.

f) Broad Band Tower

General Manager informed Board Members, the only component to Broad Band contract that has not been established is the monthly fee.

g) Bookkeeper Position

General Manager introduced to Board Members the new HCID No.6 Bookkeeper, Michael Kent.

h) Constable Interlocal Agreement

General Manager informed Board Members he was able to renegotiate the Constable Interlocal Agreement to \$45,000 annually.

i) COVID Employee Vaccinations

General Manager announced to Board Members of all HCID No.6 employees being vaccinated but one employee.

j) Scholarship for HCID No.6 Employee's Children

General Manager presented to Board Members a scholarship program that possibly HCID No.6 might be interested in creating for HCID No.6 employee's children.

k) Governor Greg Abbott – Executive Order No. GA-36

General Manager presented an Executive Order from Governor Greg Abbott. Legal Counsel explained the order of no governmental entity including county, city, school district, public health authority and no governmental official may require any person to wear a face covering or to mandate that another person wear a face covering.

l) Interlocal Trade Between Hidalgo County Precinct #4 2017 Ford F250 4x4 with 19,000 miles and HCID No.6 2017 Ford F150 Super Crew Cab 4x4 with 86,000 miles.

General Manager mentioned to Board Members of a vehicle trade offer with Precinct #4 but will no longer be engaging with this matter.

m) Cybersecurity Training Certification for State and Local Governments

General Manager informed Board Members of the mandatory Cybersecurity Training Certification for State and Local Governments for fiscal year 2021 and HCID No.6 has completed this requirement.

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

HCID No.6 Engineer updated Board Members of communicating with new Project Manager, Juan Arroyo to follow up and assist on this matter. Mr. Oscar Arturo Garza made a motion and seconded by Mr. Brandon Thompson to take no action on this item for the request made by ***Texas Department of Transportation*** regarding FM 2221 conflict (standpipe) located West La Homa and North 107, Hidalgo County, Texas.

Motion carried unanimously.

- 6) Discuss and consider the approval for a request made by *South Texas Infrastructure* on behalf of Frankhauser Farms, regarding *Las Comadres No. 8 Subdivision* being a 59.34-acre tract of land, more or less, out of Block 16, Texan Gardens, Hidalgo County, Texas, as per map or plat thereof recorded in Volume 8, Pages 57-58, Map Records, Hidalgo County, Texas.

HCID No.6 Engineer informed Board Members of required permits being paid and submitted to HCID No.6. He recommended approval on this request contingent upon a revised plat indicating a 15' (15-foot) easement dedicated to HCID No.6. Mr. Oscar Arturo Garza made a motion and seconded by Dr. Roberto Zamora to approve the request made by *South Texas Infrastructure* on behalf of Frankhauser Farms, regarding *Las Comadres No. 8 Subdivision* being a 59.34-acre tract of land, more or less, out of Block 16, Texan Gardens, Hidalgo County, Texas, as per map or plat thereof recorded in Volume 8, Pages 57-58, Map Records, Hidalgo County, Texas.

Motion carried unanimously.

- 7) Discuss and consider the approval of advertising/posting for Requests for Qualifications of an Investment Advisor firm.

Mr. Oscar Arturo Garza made a motion and seconded by Mr. Brandon Thompson to take no action of advertising/posting for Requests for Qualifications of an Investment Advisor firm.

Motion carried unanimously.

- 8) Discuss and consider the approval of engaging an Investment Advisor.

General Manager presented HCID No.6 Certificate of Deposits interest earned history. Walter Reyna explained "total returns" and "yields" with types of investments that over a period of time, will see a good interest rate. Mr. Oscar Arturo Garza made a motion and seconded by Mr. Brandon Thompson to take no action of engaging an Investment Advisor.

Motion carried unanimously.

- 9) Discuss and consider authorizing General Manager, Dr. Antonio Uresti, Investment Officer, to invest *Texas Regional Bank* Certificate of Deposit funds as authorized by HCID No. 6 Investment Policy and as governed by Subchapter A, Chapter 2256 of the Texas Government Code (Public Funds Investment Act).

General Manager informed Board Members of 2 (two) Certificate of Deposits maturing July 19, 2021 and recommended for both CDs be transferred to Texas Regional Bank, HCID No. 6, Money Market account. Mr. Oscar Arturo Garza made a motion and seconded by Dr. Roberto Zamora to transfer CD funds plus interest to Texas Regional Bank, HCID No. 6, Money Market account.

Motion carried unanimously.

- 10) Discuss and consider the approval of HCID No.6 Southern and Northern Expansion Project 2022.

General Manager notified Board Members that HCID No.6 continues to lose tax assessment revenue due to the urbanization process. This initiative will allow to collect assessments fees, more water sales, conduct more work orders and recuperate acreage. Mr. Oscar Arturo Garza made a motion and seconded by Dr. Roberto Zamora to approve the HCID No.6 Southern and Northern Expansion Project 2022.

- 11) Discussion regarding landowner, Kenny Wilkins request for voluntary annexation with HCID No.6.

General Manager introduced the request by Kenny Wilkins and pointed out that

landowner has 1,200 acres to irrigate.

Mr. Brandon Thompson made a motion to amend Mr. Oscar Arturo Garza motion and accepted by Mr. Oscar Arturo Garza. Mr. Oscar Arturo Garza made a motion and seconded by Dr. Roberto Zamora to table item numbers *10 & 11* to do further research in legalities.

Motion carried unanimously.

- 12) Discuss and consider the approval regarding the Employees *VSP (Vision Service Protection)* proposal from July 1, 2021, to June 30, 2023.

Dr. Roberto Zamora made a motion and seconded by Mr. Oscar Arturo Garza to approve the Employees *VSP (Vision Service Protection)* proposal from July 1, 2021, to June 30, 2023.

Motion carried unanimously.

- 13) Discuss and consider the approval regarding the Employees *United Healthcare Life Insurance* proposal from July 1, 2021, thru June 30, 2022.

Dr. Roberto Zamora made a motion and seconded by Mr. Brandon Thompson to approve the Employees *United Healthcare Life Insurance* proposal from July 1, 2021, thru June 30, 2022.

Motion carried unanimously.

- 14) Discuss and consider the approval for a request made by Dr. Antonio Uresti, General Manager, to authorize Michael Kent, Bookkeeper to process dual control internal bank transfers between authorized accounts with Texas Regional Bank.

Mr. Brandon Thompson made a motion and seconded by Dr. Roberto Zamora the approval for a request made by Dr. Antonio Uresti, General Manager, to authorize Michael Kent, Bookkeeper to process dual control internal bank transfers between authorized accounts with Texas Regional Bank, also provide Board Members Bank Transfer updates and Expense Report monthly.

Motion carried unanimously.

- 15) **EXECUTIVE SESSION:**

Mr. Oscar Arturo Garza made a motion and seconded by Mr. Brandon Thompson to enter to closed session at 2:20 p.m. to discuss item numbers 15a, 15b, 15c, 15d, 15e, 15f, 15g, 15h, 15i, 15j, 15k, 15l, 15m, 15n, 15o, 15p, 15q, 15r, and 15s.

Motion carried unanimously.

- a) Discussion on audit and audit procedure.*
- b) Discussion regarding IOC contract renewal proposals.*
- c) Discussion regarding USDA/Moorefield contract renewal proposals.*
- d) Discussion regarding Spectrum crossings.*
- e) Discussion regarding Professional Services Agreement by and between South Texas Grant Research Center and HCID No. 6.*
- f) Discussion regarding a request made by Jose Luis Cruz regarding the purchase of HCID No.6 property and burial of 3G canal.*

- g) Discussion regarding a request made by *Isa Cuevas* regarding the purchase of HCID No.6 property and burial of 3D5 canal.
- h) Discussion regarding a request made by *Joel Leal*, regarding property access and a driveway infrastructure on N. Bentsen Palm Drive and Mile 4 Road.
- i) Discussion regarding landowner, Edelmiro Flores concerns with HCID No.6.
- j) Discussion regarding *Hidalgo County et. al vs. Aurora Rodriguez*, Suit No. T-1250-16-J in the 430th Judicial District Court, Hidalgo County, Texas.
- k) Discussion regarding *Hidalgo County et. al vs. Adriana Tijerina Lopez; Leonel Julian Lopez*, et al CCD-0588-E, in the County Court At Law No. 5 Hidalgo County, Texas.
- l) Discussion regarding *Hidalgo County et. al vs. Conrado Saenz & Maria Del Carmen Saenz*, CCD-0547-E, in the Court At Law No. 5, Hidalgo County, Texas.
- m) Discussion regarding *Hidalgo County, et. al vs. Garth Heitshusen*, CCD-0548-B in the County Court At Law No.2, Hidalgo County, Texas.
- n) Discussion regarding In re *Frontera Holdings LLC, et al.*, Case No. 20-30354, United States Bankruptcy Court for the Southern District of Texas (Houston Division).
- o) Discussion regarding *Joe Louis Aguilar, Sr. vs HCID No.6*, Cause C-1216-20-D in the 206th Judicial District Court, Hidalgo County, Texas.
- p) Discussion regarding *Martha Salinas vs. HCID No.6*, EEOC Charge No. 451-2020- 01375.
- q) Discussion regarding *Normalinda Contreras vs. HCID No.6*, EEOC Charge No. 451-2020-01865.
- r) Discussion regarding *Hidalgo County, Texas vs. Dionicio Garza, Jr.*, et. al, CCD-0570-E in the County Court At Law No.5, Hidalgo County, Texas.
- s) 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. 5 Canal (100-foot right-of-way). (*Parcel 14*)

Mr. Oscar Arturo Garza made a motion for the Board of Directors to reconvene to open session at 4:02 p.m. and seconded by Mr. Brandon Thompson.

Motion carried unanimously.

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

Mr. Oscar Arturo Garza made a motion and seconded by Mr. Brandon Thompson to take no action on item numbers *15a, 15b, 15c, and 15d.*

Motion carried unanimously.

Item 15a. Discussion on audit and audit procedure.

Item 15b. Discussion regarding *IOC* contract renewal proposals.

Item 15c. Discussion regarding *USDA/Moorefield* contract renewal proposals.

Item 15d. Discussion regarding *Spectrum* crossings.

Item 15e. Mr. Oscar Arturo Garza made a motion and seconded by Dr. Roberto Zamora to approve and process pending invoices dated April 2021 through June 2021, but do not execute the Professional Services Agreement regarding Professional Services Agreement by and between *South Texas Grant Research Center and HCID No. 6*.

Motion carried unanimously.

Mr. Oscar Arturo Garza made a motion and seconded by Mr. Brandon Thompson to allow General Manager, HCID No.6 and legal counsel to begin developing agreement for item numbers **15f**, **15g**, and **15h**.

Motion carried unanimously.

Item 15f. Discussion regarding a request made by *Jose Luis Cruz* regarding the purchase of HCID No.6 property and burial of 3G canal.

Item 15g. Discussion regarding a request made by *Isa Cuevas* regarding the purchase of HCID No.6 property and burial of 3D5 canal.

Item 15h. Discussion regarding a request made by *Joel Leal*, regarding property access and a driveway infrastructure on N. Bentsen Palm Drive and Mile 4 Road.

Item 15i. Mr. Oscar Arturo Garza made a motion and seconded by Mr. Brandon Thompson to allow General Manager to discuss with Edelmiro Flores of findings on the flood event in question, regarding landowner, Edelmiro Flores concerns with HCID No.6.

Motion carried unanimously.

Item 15j. Mr. Oscar Arturo Garza made a motion and seconded by Mr. Brandon Thompson to take no action for this item. regarding *Hidalgo County et. al vs. Aurora Rodriguez*, Suit No. T-1250-16-J in the 430th Judicial District Court, Hidalgo County, Texas.

Motion carried unanimously.

Mr. Oscar Arturo Garza made a motion and seconded by Mr. Brandon Thompson to allow legal counsel and HCID No.6 Engineer to assure status of facilities on said properties for item numbers **15k**, **15l**, and **15m**.

Motion carried unanimously.

Item 15k. Discussion regarding *Hidalgo County et. al vs. Adriana Tijerina Lopez; Leonel Julian Lopez*, et al CCD-0588-E, in the County Court At Law No. 5 Hidalgo County, Texas.

Item 15l. Discussion regarding *Hidalgo County et. al vs. Conrado Saenz & Maria Del Carmen Saenz*, CCD-0547-E, in the Court At Law No. 5, Hidalgo County, Texas.

Item 15m. Discussion regarding *Hidalgo County, et. al vs. Garth Heitshusen*, CCD-0548-B in the County Court At Law No.2, Hidalgo County, Texas.

Mr. Oscar Arturo Garza made a motion and seconded by Dr. Roberto Zamora to take no action on item numbers **15n**, **15o**, **15p**, and **15q**.

Motion carried unanimously.

Item 15n. Discussion regarding In re *Frontera Holdings LLC, et al.*, Case No. 20-30354, United States Bankruptcy Court for the Southern District of Texas (Houston Division).

Item 15o. Discussion regarding *Joe Louis Aguilar, Sr. vs HCID No.6*, Cause C-1216-20-D in the 206th Judicial District Court, Hidalgo County, Texas.

Item 15p. Discussion regarding *Martha Salinas vs. HCID No.6*, EEOC Charge No. 451-2020- 01375.

Item 15q. Discussion regarding *Normalinda Contreras vs. HCID No.6*, EEOC Charge No. 451-2020-01865.

Item 15r. Mr. Oscar Arturo Garza made a motion and seconded by Mr. Brandon Thompson to authorize Diana Izaguirre, HCID No.6 President, to execute disclaimer of interest regarding *Hidalgo County, Texas vs. Dionicio Garza, Jr., et. al*, CCD-0570-E in the County Court At Law No.5, Hidalgo County, Texas.

Motion carried unanimously.

Item 15s. Mr. Oscar Arturo Garza made a motion and seconded by Mr. Brandon Thompson to take no action on this item, 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**)

Motion carried unanimously.

17) Adjournment

Dr. Roberto Zamora made a motion and seconded by Mr. Oscar Arturo Garza to adjourn the meeting of June 30, 2021, at 5:29 p.m.

Motion carried unanimously.



Diana Izaguirre, President, HCID No.6



Brandon Thompson, Secretary, HCID No.6