

**MINUTES**  
**Of the Regular Board Meeting conducted on July 19, 2021**

Take notice that a Board Meeting of the Board of Directors of Hidalgo County Irrigation District Number Six was held at 1:00 p.m. on July 19, 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 Mr. Santana Gutierrez at 1:10 p.m., July 19, 2021, at which time Mr. Santana Gutierrez acknowledged the presence of the Elected Members of the Board of Hidalgo County Irrigation District No. Six.

Members present included:

Mr. Santana Gutierrez, Vice-President  
Dr. Roberto Zamora, Director (video online)  
Mr. Brandon Thompson, Secretary (video online)

Member not present:

Ms. Diana Izaguirre, President  
Mr. Oscar Arturo Garza, Director

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. Ruben James De Jesus, Engineer, HCID No.6, (video online)  
Mr. Isauro Trevino, South Texas Grant Writing Services  
Mr. Kenny Wilkins, Landowner  
Mr. Don Gonzales, Estrada Hinojosa & Company, Inc.  
Mr. Bobby Villarreal, Estrada Hinojosa & Company, Inc.  
Mr. Matt Lujan, Estrada Hinojosa & Company, Inc. (video online)  
Mr. Angel Magallanes, Estrada Hinojosa & Company, 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 Mr. Brandon Thompson, 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 12:20 p.m., July 14, 2021.

- 4) Manager's Items:

a) Encroachments

General Manager informed Board Members of properties being identified as encroaching on Districts' property and will be working with legal counsel to determine a procedure by which the District will address the issue. A comprehensive report will be provided for this matter in next upcoming board meeting.

- 5) Minutes

Mr. Brandon Thompson made a motion and seconded by Dr. Roberto Zamora to approve item numbers 5a, and 5b.

Motion carried unanimously.

- a) Approval of Minutes for the Special Meeting of March 31, 2021.
  - b) Approval of Minutes for the Special Meeting of April 26, 2021.
- 6) 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, that he is now working with new TXDOT Project Manager, Juan Arroyo for further research in this matter. Mr. Brandon Thompson made a motion and seconded by Dr. Roberto Zamora to take no action on this item.

Motion carried unanimously.

- 7) Discussion and consider possible action on request made by CSJ Group regarding *Hidalgo County Drainage District No. 1, 2018 Bond Project No. 3.*

HCID No.6 Engineer presented Board Members the *Hidalgo County Drainage District No. 1, 2018 Bond Project No. 3.* This project is part of the ongoing drainage improvement project on 4 ½ Mile Rd & Doffing Rd. and pointed out some concerns on plans sent by CSJ Group and will keep Board Members informed as project unfolds. CSJ Group will need to apply for three crossing permits for this project. Brandon Thompson made a motion and seconded by Dr. Roberto Zamora to authorize Dr. Uresti to proceed with crossing permit application documents when applicable

Motion carried unanimously.

- 8) Discussion on HCID No.6 Finances in relation to *Texas Water Development Board.*

Bobby Villarreal informed Board Members regarding questions and concerns from TWDB, regarding the Submission of TWDB Assistance Application for HCID No.6 Conservation Project. Don Gonzales presented HCID No.6 a proforma to Board Members, indicating of net revenues needing to be sustainable for years to come, and possibly Board Members adopt a policy stating factors that will be instituted into existing contracts going forward to increase revenues to cover all costs and expenses; to show a positive and not a negative outcome.

This item was for information purposes only.

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

Legal counsel notified Board Members she will be researching the legalities for the HCID No.6 Southern and Northern Expansion Project 2022 to confirm everything will be in accordance with the law. Dr. Roberto Zamora made a motion and seconded by Mr. Brandon Thompson to approve this item and allow General Manager and legal counsel to work on all legal requirements.

Motion carried unanimously.

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

Kenny Wilkins presented Board Members his request for voluntary annexation with HCID No.6., to be able to irrigate his land of 1,288 acres at his expense of installing the needed infrastructure. Legal counsel explained there is process and expenses to be paid prior to supplying water to landowner.

This item was for information purposes only.

- 11) Discuss and consider a request made by Ms. Katrina Alaniz, to address the Board of Directors regarding penalties and interest owed, being .50 acre out of Citraland Farms Lot #.009S & 010N-7. (*FR:1383*)

This item will be discussed in next board meeting.

- 12) Discuss and consider HCID No.6's *First Quarter Investment Report* for 2021.

This item will be discussed in next board meeting.

- 13) Discuss and consider the approval of HCID No.6's *First Quarter Year To Date Budget* for 2021.

This item will be discussed in next board meeting.

- 14) Discuss and consider the renewal of *Depository Contract* with *Texas Regional Bank*.

This item was not discussed.

- 15) Discuss and consider the approval of conducting title searches and surveying of all HCID No.6 properties.

This will be discussed in next board meeting.

- 16) **EXECUTIVE SESSION:**

*Dr. Roberto Zamora made a motion for the Board of Directors to enter closed session at 2:28 p.m. and seconded by Mr. Brandon Thompson to discuss item numbers 16a, 16b, 16c, 16d, 16e, 16f, 16g, 16h, 16i, 16j, 16k, 16l, 16m, 16n, 16o, 16p, 16q, 16r, 16s, 16t, 16u, and 16v.*

*Motion carried unanimously.*

- a) Discussion regarding Texas Water Code Section 58.313 Interest and Collection Fees authorizing the collection of attorney's fees.
- b) Discussion regarding audit.
- c) Discussion regarding *IOC* contract renewal proposals.
- d) Discussion regarding *USDA/Moorefield* contract renewal proposals.
- e) Discussion regarding *Power Broadband, LLC* contract.
- f) Discussion regarding *Spectrum* crossings.
- g) Discussion regarding *Joe Louis Aguilar, Sr. vs HCID No.6*, Cause C-1216-20-D in the 206<sup>th</sup> Judicial District Court, Hidalgo County, Texas.
- h) Discussion regarding *Joe L. Aguilar vs. Diana Izaguirre*, Cause C-0533-19-F in the 332<sup>nd</sup> District Court, Hidalgo County, Texas.
- i) Discussion regarding *Martha Salinas vs. HCID No.6*, EEOC Charge No. 451-2020- 01375.
- j) Discussion regarding *Normalinda Contreras vs. HCID No.6*, EEOC Charge No. 451-2020-01865.
- k) Discussion regarding the clearance of district exceptions in title commitments.
- l) 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.
- m) 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.

- n) 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.
- o) Discussion regarding *Hidalgo County, et. al vs. Garth Heitshusen*, CCD-0548-B in the County Court At Law No.2, Hidalgo County, Texas.
- p) Discussion regarding *La Joya ISD vs. Glenn Edward Escobedo aka Glen Edward Escobedo aka Edward Glenn Edward Escobedo, et al.*, T-0567-19-D in the 206<sup>th</sup> Judicial District, Hidalgo County, Texas.
- q) Discussion regarding *Hidalgo County, HCDD#1 and La Joya ISD vs. Simon Garcia aka Simon Garcia, Sr., et al.*, T-1162-13-E in the 275<sup>th</sup> Judicial District, Hidalgo County, Texas.
- r) Discussion regarding *Hidalgo County, La Joya ISD, HCDD#1, HCID#6 and South Texas College, et al. vs. Guadalupe Jimenez, Sr. (Deceased), et al*, T-1946-16J in the 430<sup>th</sup> District Court, Hidalgo County, Texas.
- s) Discussion regarding *Hidalgo County, La Joya ISD, HCDD#1, HCID#6 and South Texas College, et al. vs. Landstar Corporation*, T-1147-16-F in the 332<sup>nd</sup> Judicial District, Hidalgo County, Texas.
- t) Discussion regarding *La Joya ISD, HCID#6 and South Texas College, et al. vs. Teodoro Gonzalez Vasquez*, T-1735-14-I in the 398<sup>th</sup> Judicial District, Hidalgo County, Texas.
- uj) Discussion regarding *La Joya ISD vs. Pedro C. Rojas aka Pedro Cesar Rojas aka Pedro Rojas, et al.*, T-0286-21-A in the 92<sup>nd</sup> Judicial District, Hidalgo County, Texas.
- v) 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*)

***Mr. Brandon Thompson made a motion for the Board of Directors to reconvene to open session at 3:07 p.m. and seconded by Dr. Roberto Zamora.***

***Motion carried unanimously.***

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

Item 16a. Mr. Brandon Thompson made a motion and seconded by Dr. Roberto Zamora to adopt Texas Water Code Section 58.313 Interest and Collection Fees which provides for the collection of attorney's fees at an additional amount of 15% (fifteen percent) on unpaid delinquent assessments if collected by an attorney before or after suit, and for it be automatically generated via software.

Motion carried unanimously.

Item 16b. Mr. Brandon Thompson made a motion and seconded by Dr. Roberto Zamora to take no action on this item.

Motion carried unanimously.

Brandon Thompson made a motion and seconded by Dr. Roberto Zamora to allow counsel to continue working on item numbers 16c. and 16d.

Motion carried unanimously.

Item 16e. Dr. Roberto Zamora made a motion and seconded by Mr. Brandon Thompson to authorize General Manager to make a determination based on the internet experiences we are receiving.

Motion carried unanimously.

Item 16f. Dr. Roberto Zamora made a motion and seconded by Mr. Brandon Thompson to authorize General Manager to work with Spectrum to determine of any Right of Way jurisdiction in HCID No.6.

Motion carried unanimously.

Item 16g. Mr. Brandon Thompson made a motion and seconded by Dr. Roberto Zamora to take no action on this item.

Motion carried unanimously.

Item 16h. Mr. Brandon Thompson made a motion and seconded by Dr. Roberto Zamora to continue with indemnification incurred.

Motion carried unanimously.

Item 16i. Mr. Brandon Thompson made a motion and seconded by Dr. Roberto Zamora to authorize Legal Counsel to continue working with General Manager.

Motion carried unanimously.

Item 16j. Mr. Brandon Thompson made a motion and seconded by Dr. Roberto Zamora to take no action on this item.

Motion carried unanimously.

Mr. Brandon Thompson made a motion and seconded by Dr. Roberto Zamora to take no action on item numbers 16k, 16l, 16m, 16n, 16o, 16p, 16q, 16r, 16s, 16t, 16u.

Motion carried unanimously.

18) Adjournment

Mr. Brandon Thompson made a motion and seconded by Dr. Roberto Zamora to adjourn the meeting of July 19, 2021, at 3:15 p.m.

Motion carried unanimously.



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Diana Izaguirre, President, HCID No.6



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Brandon Thompson, Secretary, HCID No.6