

MINUTES
Of the Regular Board Meeting conducted on August 19, 2024

Take notice that a Board Meeting of the Board of Directors of Hidalgo County Irrigation District No. 6 was held at 1:00 p.m. on August 19, 2024, at the Hidalgo County Irrigation District No. 6 office located at 3735 N. FM 492, Mission, Texas 78574.

- 1) The meeting was called to order by Ms. Diana Izaguirre at 1:05 p.m., August 19, 2024, at which time Ms. Izaguirre acknowledged the presence of the Elected Members of the Board of Hidalgo County Irrigation District No. 6.

Members present included:

Ms. Diana Izaguirre, President (left at 2:27 p.m.)
Mr. Santana Gutierrez, Vice-President
Mr. Oscar Arturo Garza, Director
Ms. Giovana Benitez, Director
Mr. Brandon Thompson, Secretary

Also, present included:

Dr. Antonio Uresti, General Manager, HCID No.6
Ms. Deborah Cordova, Attorney at Law, HCID No.6
Ms. Minnie Mueller, Office Manager, HCID No.6
Ms. Carmen Garcia, Bookkeeper, HCID No.6
Mr. Frank Ferris, Ferris, Flinn & Medina, LLC
Mr. Robert Daniels, Higginbotham Insurance
Ms. Aurora Villarreal, Landowner

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 Secretary.

- 2) Recognition of visitors and public comments.

Ms. Aurora Villarreal - Landowner

- 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 12:05 p.m., August 14, 2024.

- 4) Manager's Items:

- a) July 2024 Internal Bank Transfers and Expenditures.

General Manager presented an analysis of all HCID No.6 Internal Bank Transfers and Expenditures to Board Members.

- b) July 2024 Texas Regional Bank Credit Card Statement Transactions.

General Manager reported all Texas Regional Bank credit card transactions for previous month to Board Members.

- c) July 2024 Sam's Credit Card Statement Transactions.

General Manager reported all transactions for the main office and shop supply expenses to Board Members.

- 5) Minutes

- a) Approval of Minutes for Regular Board Meeting of June 24, 2024.
- b) Approval of Minutes for Regular Board Meeting of July 15, 2024.

Mr. Oscar Arturo Garza made a motion and seconded by Ms. Giovana Benitez to approve item numbers 5a and 5b.

Motion carried unanimously.

- 6) Discussion and possible action regarding HCID No.6's Second Quarter Budget vs. Actual Budget.

General Manager presented the First Quarter Budget vs. Actual Budget and pointed out that the Return on Investment is a positive outcome. Mr. Oscar Arturo Garza made a motion and seconded by Mr. Brandon Thompson to approve HCID No.6's Second Quarter Budget vs. Actual Budget.

Motion carried unanimously.

- 7) Discussion and possible action regarding HCID No.6's Second Quarter Investment Report for 2024.

General Manager presented the Second Quarter Investment Report pointing out the total paid interest. Ms. Giovana Benitez made a motion and seconded by Mr. Brandon Thompson to approve HCID No.6's Second Quarter Investment Report for 2024.

Motion carried unanimously.

- 8) Discussion and possible action to renew and reinvest Texas Regional Bank Certificate of Deposit funds (ending in ***4810) for approximately \$108,152.82 (one hundred eight thousand one hundred fifty-two dollars and eighty-two cents) plus interest governed by Subchapter A, Chapter 2256, and Government Code Public Funds Investment Act.

General Manager presented one renewal CD and solicitation bids received by bank institutions. Ms. Giovana Benitez made a motion and seconded by Mr. Oscar Arturo Garza to authorize Dr. Antonio Uresti, Investment Officer, to invest the amount of approximately \$108,152.82 (one hundred eight thousand one hundred fifty-two dollars and eighty-two cents) plus interest with Lone Star National Bank into a Certificate of Deposit at a rate of 4.25% for twelve (12) months, governed by Subchapter A, Chapter 2256, and Government Code Public Funds Investment Act, reference Doc. No. 24-R0212.

Motion carried unanimously.

- 9) Discussion and possible action to invest Texas Regional Bank funds to Certificate of Deposits governed by Subchapter A, Chapter 2256, and Government Code Public Funds Investment Act.

General Manager informed Board Members of new monies available for a Certificate of Deposit investment. Ms. Giovana Benitez made a motion and seconded by Mr. Oscar Arturo Garza to authorize General Manager, Dr. Antonio Uresti, Investment Officer, to invest the amount of \$200,000.00 (two hundred thousand dollars) with Lone Star National into a Certificate of Deposit at a rate of 4.25% for twelve months, governed by Subchapter A, Chapter 2256, and Government Code Public Funds Investment Act, reference Doc. No. 24-R0213.

Motion carried unanimously.

- 10) Discussion and possible action regarding engaging with Higginbotham Insurance on the Worker's Compensation proposal.

Mr. Robert Daniels presented a Worker's Compensation insurance proposal that provides a dividend program after two years of becoming a member and pays back a percentage of premiums depending on the number of claims. Mr. Oscar Arturo Garza made a motion and seconded by Ms. Giovana Benitez to table this item to discuss in closed session.

Motion carried unanimously.

- 11) Discussion and possible action regarding the application for a grant on a SCADA system.

General Manager advised this system would be provide an opportunity to upgrade the District's irrigation operations. Mr. Frank Ferris added that the SCADA system monitors pump stations indicating which pumps are operating, pumps can be turned off/on remotely, will indicate the flow rate, and the system will notify of low water levels in the canals. The grant application deadline is on October 30, 2024, and is a 50/50 grant. Mr. Oscar Arturo Garza made a motion and seconded by Ms. Giovana Benitez to allow General Manager to work with the engineer on the Bureau of Reclamation grant application.

Motion carried unanimously.

- 12) Discussion and possible action on a request made by General Manager on priority items.

General Manager presented to Board Members a compiled list of projects and items needed to serve the District's operations more efficiently. The items included are repairs, improvements, purchasing vehicles, and hiring more personnel. Mr. Oscar Arturo Garza made a motion and seconded by Ms. Giovana Benitez to allow General Manager to move forward with the irrigation line repairs with 15" PVC pipe, canal repair with 24" PVC pipe, hiring additional staff, purchasing an excavator, and allowing Mr. Frank Ferris to add North Mile 10 to the District boundary line to the Bureau of Reclamation Grant.

Motion carried unanimously.

- 13) Discussion and possible action on a request made by General Manager to attend the New Mexico Conference on October 1-3, 2024.

General Manager announced to the Board Members that he is the newly elected President of the Lower Rio Grande Valley Water District Manager's Association (LRGVWDMA) and many entities that make grant decisions will be attending this conference. Mr. Brandon Thompson made a motion and seconded by Mr. Oscar Arturo Garza to approve the request made by General Manager to attend the New Mexico Conference on October 1-3, 2024.

Motion carried unanimously.

- 14) Discussion and possible action on a request made by General Manager to lease Mining Water Rights.

The Board of Directors moved this item into executive session.

Mr. Brandon Thompson made a motion and seconded by Mr. Santana Gutierrez to enter closed session at 1:21 p.m. to discuss item numbers 15A, 15B, 15C, 15D, 10, and 14.

Motion carried unanimously.

15) CLOSED SESSION

- A) Discussion pursuant to Texas Open Meetings Act and Texas Gov't Section 551.071 Consultation with Attorney regarding an encroachment located at 3209 Mar Verde, Mission, Texas.
- B) Discussion pursuant to Texas Open Meetings Act and Texas Gov't Code Section 551.071 Consultation with Attorney regarding a letter received by Agua Sud of Intent to Sell, Lease and Deliver Water by the District.

- C) Discussion pursuant to Texas Open Meetings Act and Texas Gov't Code Section 551.071 Consultation with Attorney regarding Market Purchase from HCID No.6 of Municipal Water Rights to Agua Sud.
- D) Discussion pursuant to Texas Open Meetings Act and Texas Gov't Code Section 551.071 Consultation with Attorney regarding Subchapter O Purchase from HCID No.6 of Class M Municipal Water Rights to Agua Sud.

Item 10. Discussion and possible action regarding engaging with Higginbotham Insurance on the Worker's Compensation proposal.

Item 14. Discussion and possible action on a request made by General Manager to lease Mining Water Rights.

Mr. Brandon Thompson made a motion and seconded by Mr. Santana Gutierrez for the Board of Directors to reconvene to open session at 2:23 p.m.

Motion carried unanimously.

16) END OF CLOSED SESSION/RETURN TO OPEN SESSION:

- A) Discussion and possible action regarding an encroachment located at 3209 Mar Verde, Mission, Texas.

Mr. Oscar Arturo Garza made a motion and seconded by Ms. Giovana Benitez to allow General Manager, Legal Counsel, and Engineer to move forward with releasing the 15-foot easement as shown on the metes and bounds survey and according to District policy.

Motion carried unanimously.

- B) Discussion and possible action regarding a letter received by Agua Sud of Intent to Sell, Lease, and Deliver Water to Agua Sud.
- C) Discussion and possible action regarding Market Purchase from HCID No.6 of Municipal Water Rights to Agua Sud.
- D) Discussion and possible action regarding a Subchapter O Purchase from HCID No.6 of Class M Municipal Water Rights to Agua Sud.

Mr. Oscar Arturo Garza made a motion and seconded by Ms. Giovana Benitez to allow General Manager and Legal Counsel to revise a non-binding term sheet for item numbers 15B, 15C, and 15D.

Motion carried unanimously.

Item 10. Mr. Oscar Arturo Garza made a motion and seconded by Ms. Giovana Benitez to approve engaging with Higginbotham Insurance on the Worker's Compensation proposal.

Motion carried unanimously.

Item 14. Mr. Oscar Arturo Garza made a motion and seconded by Mr. Santana Gutierrez to approve the request made by General Manager to lease Mining Water Rights of 1,000 acre feet at \$250.00 per acre-foot.

Motion carried unanimously.

23) Adjournment.

Mr. Oscar Arturo Garza made a motion and seconded by Ms. Giovana Benitez to adjourn the meeting of August 19, 2024, at 3:16 p.m.

Motion carried unanimously.



Diana Izaguirre, President, HCID No.6



Brandon Thompson, Secretary, HCID No.6

RESOLUTION REGARDING CERTIFICATES OF DEPOSIT

WHEREAS, Hidalgo County Irrigation District No. 6 (“HCID#6” or “District”) is a local government body organized under the Texas Constitution and the Laws of the State of Texas;

WHEREAS, HCID#6 acts by and through duly elected and constituted Board of Directors;

WHEREAS, during the Regular Board Meeting on August 19, 2024, duly posted, and Motion pursuant to the Texas Open Meetings Act, the Board discussed and considered Agenda Item No. 8, regarding the approval of investing District funds in certificates of deposit with Lone Star National Bank;

WHEREAS, HCID#6’s Investment Policy and Strategy provides that funds in excess of those needed for immediate expenditure shall be invested in certificates of deposit and insured by FDIC or guaranteed by the pledge of United States governmental obligations;

WHEREAS, HCID#6 Investment Officer, Dr. Antonio Uresti, has proposed investment of excess HCID#6 funds into a Certificate of Deposit with Lone Star National Bank in the amount of \$ 108,152.82, plus interest on August 19, 2024, for a term of 12 months at a rate of 4.25%.

WHEREAS, after due consideration of Agenda Item No. 8 at the Regular Board Meeting held on August 19, 2024, the Board took affirmative action on Agenda Item No. 8.

NOW THEREFORE, it was RESOLVED as follows:

That Motion was made by Ms. Giovana Benitez and seconded by Mr. Oscar Arturo Garza to authorize HCID#6’s Investment Officer to re-invest excess funds into a Certificate of Deposit with Lone Star National Bank in the amount of \$ 108,152.82 (one hundred eight thousand one hundred fifty-two and eighty-two cents) plus interest on August 19, 2024, for a term of 12 months at a rate of 4.25%.

The Motion carried unanimously by the Board action taken on August 19, 2024.

Dated this 19th day of August 2024.



Diana Izaguirre, President
Hidalgo County Irrigation District No. 6

Attest:



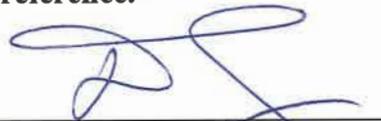
Brandon Thompson, Secretary
Hidalgo County Irrigation District No. 6

**ORDER AND RESOLUTION OF THE BOARD OF DIRECTORS OF
HIDALGO COUNTY IRRIGATION DISTRICT NO. 6**

On this November 18, 2024, the Board having conducted a hearing which has been previously set for date, and finding that the proper notices concerning such hearing have been posted and published in the time and manner prescribed by law, and all persons entitled to be heard having had an opportunity to appear and be heard, the Board having considered the facts relevant to the substance of the hearing, finds:

1. The land described below is Nonirrigated Land in accordance with Chapter 58 of the Texas Water Code and within the meaning of Texas Water Code Section 51.759:
 - a) The land is not irrigable;
 - b) The owners of a majority of the acreage of the land no longer intend to irrigate the land;
 - c) The land has been subdivided into town lots, town lots and blocks, or small parcels having the same general nature of town lots, including lots and blocks designed, intended, or suitable for a residential, commercial, or other non-agricultural purpose; or
 - d) The land is located on subdivided land and is:
 - i. designated as a street, alley, parkway or park; or
 - ii. a railroad property or right-of-way.
2. The land described below has not been used for an agricultural purpose within the year preceding November 18, 2024;
3. The District has no bonded indebtedness and no debt to the Bureau of Reclamation.
4. It would be in the best interest of the District and of the lands proposed to be excluded that such lands be excluded from the District.

THEREFORE, be it resolved by the Board of Directors of Hidalgo County Irrigation District No. 6 that the following lands be excluded from the District and that this resolution be recorded in the Official Records of Hidalgo County as evidence of such exclusion. Further, from this date the excluded land shall constitute no part of this District and shall have no liability hereafter to this District for taxes, assessments, or other charges of this District hereafter accruing, but any taxes, assessments or other charges owing to the District at the time of exclusion shall remain the obligation of the landowner and shall constitute a lien on the superior to any other liens. The lands hereby excluded are as follows: See Exhibit "A" attached hereto and incorporated herein by reference.



**Diana Izaguirre, President
Hidalgo County Irrigation District No. 6**

ATTEST:



Brandon Thompson, Secretary
Hidalgo County Irrigation District No. 6

CERTIFICATE

I, Brandon Thompson, Secretary of Hidalgo County Irrigation District No. 6, certify that the above and foregoing is a true and correct copy of the resolution of the Board of Directors of said District, adopted at its regular meeting of November 18, 2024, a quorum being present.

To certify which witness my hand and seal of said District this November 18, 2024.



Brandon Thompson, Secretary
Hidalgo County Irrigation District No. 6

STATE OF TEXAS
COUNTY OF HIDALGO

This instrument was acknowledged before me on this 18th day of November 2024 by Brandon Thompson, Secretary of the Board of Directors of Hidalgo County Irrigation District No. 6, on behalf of said Directors.

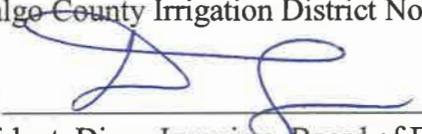
Minnie Mueller
Notary Public, State of Texas

R-0226A

Exhibit "A"

- (1) **El Rancho Estates Phase 4** being a 2.84-acre tract of land out of Lots 101 and 102, Block 3A, the Goodwin Tract Subdivision, No.1 and No. 2, according to the Map Recorded in Volume 8, Pages 2A and 3, Map Records, Hidalgo County, Texas.
- (2) **Maebelle Estates Subdivision** being a 2.97-acre tract of land, out of Lot 119, Block 3, Homa Ranch Subdivision, as recorded in Vol. 8, Pg. 55, Map Records, Hidalgo County, Texas.
- (3) **The Crossing at Bentsen Palm Subdivision** being 12.68 acres out of Lot 66 and Lot 64, Bentsen Groves Subdivision, recorded in Volume 7, page 13, Map Records Hidalgo County, Texas, same being out of a called 20.07-acre tract conveyed to the Asher Bar-Yadin 2006 irrevocable tract and the Daniel Bar-Yadin 2006 irrevocable tract in Special Warranty Deed, Recorded in Document No. 2996122, Official Public Records Hidalgo County, Texas.
- (4) **Ezequiel Ortiz** being 5.0 acres out of Porcion 49 Share 1, Lot #021SSN.
- (5) **Minerva Benitez** being 7.79 acres out of Doffing #1, Lot 099.

Hidalgo County Irrigation District No.6

BY: 
President, Diana Izaguirre, Board of Directors
Of Hidalgo County Irrigation District No. 6

ATTEST:


Secretary, Brandon Thompson

RESOLUTION REGARDING CERTIFICATES OF DEPOSIT

WHEREAS, Hidalgo County Irrigation District No. 6 (“HCID#6” or “District”) is a local government body organized under the Texas Constitution and the Laws of the State of Texas;

WHEREAS, HCID#6 acts by and through duly elected and constituted Board of Directors;

WHEREAS, during the Regular Board Meeting on August 19, 2024, duly posted, and Motion pursuant to the Texas Open Meetings Act, the Board discussed and considered Agenda Item No. 9, regarding the approval of investing District funds in certificates of deposit with Lone Star National Bank;

WHEREAS, HCID#6’s Investment Policy and Strategy provides that funds in excess of those needed for immediate expenditure shall be invested in certificates of deposit and insured by FDIC or guaranteed by the pledge of United States governmental obligations;

WHEREAS, HCID#6 Investment Officer, Dr. Antonio Uresti, has proposed investment of excess HCID#6 funds into a Certificate of Deposit with Lone Star National Bank in the amount of \$ 200,000.00, on August 19, 2024, for a term of 12 months at a rate of 4.25%.

WHEREAS, after due consideration of Agenda Item No. 9 at the Regular Board Meeting held on August 19, 2024, the Board took affirmative action on Agenda Item No. 9.

NOW THEREFORE, it was RESOLVED as follows:

That Motion was made by Ms. Giovana Benitez and seconded by Mr. Oscar Arturo Garza to authorize HCID#6’s Investment Officer to invest excess funds into a Certificate of Deposit with Lone Star National Bank in the amount of \$ 200,000.00 (two hundred thousand dollars) on August 19, 2024, for a term of 12 months at a rate of 4.25%.

The Motion carried unanimously by the Board action taken on August 19, 2024.

Dated this 19th day of August 2024.



Diana Izaguirre, President
Hidalgo County Irrigation District No. 6

Attest:



Brandon Thompson, Secretary
Hidalgo County Irrigation District No. 6