

May 10, 2021
San Benito, Texas

The regular meeting of the Board of Directors of Cameron County Drainage District No. 3 convened on May 10, 2021, at 2:00 p.m., telephonically, pursuant to and in accordance with the Governor's disaster declaration, and pursuant to notice duly given as required by law. Present were Ronaldo Garcia, Randall McMurray, and Matthew McCarthy, Directors; Sonia Lambert, Manager; Jack Brown, Engineer; and B. R. Dossett, Attorney. President Garcia called the meeting to order and presided.

1. Minutes. The motion was made and seconded to approve the Minutes of the April 12, 2021 meeting. Following a discussion, the motion unanimously carried.
2. Public Comment Period. No one appeared. No written comments were received.
3. Subdivisions.
 - 3.1 MJE Rodriguez Subdivision, being 2.25 acres of land out of Block 80, Espiritu Santo Irrigated Land Company Subdivision. The plat received preliminary approval on November 11, 2019. The plat was not finalized within one year after receiving preliminary approval, and therefore the District's approval expired. The plat has been resubmitted with no changes. The motion was made and seconded that the plat of MJE Rodriguez Subdivision be approved, and that President Garcia be authorized to sign the plat outside of the meeting. Following a discussion, the motion unanimously carried.
 - 3.2 Liberty Estates Phase II, being an 8.53 acre tract of land comprised of 0.08 acre out of Block 12, 4.66 acres out of Block 5, and 3.79 acres out of Block 6, all in Cunningham's Subdivision [Volume 1, Page 43, Map Records], said Cunningham's Subdivision being out of Block 35, San Benito Land & Water Company Subdivision [Volume 1, Page 6, Map Records]. The Developer filed the plat of record without the District's approval [Cabinet 1, Page/Slot 4065, Map Records of Cameron County, Texas]. Most of the right-of-way has been cleared, but there are still several issues the Developer needs to correct before the Drainage District can accept the seep drain, one being that the Developer connected its drain to the seep drain by open cut, which is unacceptable.
 - 3.3 A.M. Betancourt Subdivision, being 1.0 acre out of Block 15, San Benito Land & Water Company Subdivision. Final plat not presented. No action.
 - 3.4 Rancho Montegua Subdivision–Guzman & Munoz, being 20.33 acres out of Block 215, San Benito Land & Water Company Subdivision. Final plat not presented. No action.
 - 3.5 Las Villas Del Rio Subdivision, being an 8.3 acre tract out of Block 257, San Benito Land & Water Company Subdivision [Volume 1, Page 25, Map Records]. Discussed under Agenda Item 8.4.
 - 3.6 San Jose Nagel 7 Subdivision-Rios Surveying (29.76 acres out of Blocks 99, 100, 119, 120, SBICO). Plat not presented. No action.
 - 3.7 Petunia Acres Subdivision–Rios Surveying (2 acres out of Block 129, ESILCo.). The City of San Benito has refused to approve this plat because it has the District's signature block.
 - 3.8 Del Rio Subdivision Phases VI-VII–being 22.4 acres out of Blocks C & D, James Dickinson Subdivision. Final plat not presented. No action.
 - 3.9 3C Subdivision–being 40 acres out of Block 129, SBL& WCo. Corrections to plat required. Final plat not presented. No action.

- 3.10 Russell Massey Subdivision—being 1.27 acres out of Lots 1-5, Block 41, Third Addition to the City of San Benito. There are no District drains in the subject property. The motion was made that the plat of the Russell Massey Subdivision be approved. Following a discussion, the motion unanimously carried. It was noted that, this subdivision being entirely within the City of San Benito limits, the City is not going to accept this plat with the District's signature block.
4. Audit of Fiscal Year Ending September 30, 2020. Not presented.
5. Grants. TWDB #40023 Flood Protection Study-Texas Water Development Board Grant/Hydrologic and Hydraulic Model Update. The Escrow Agreement approved at the last meeting designated the District's depository, First Community Bank, as the escrow agent. First Community Bank is not on the Texas Water Development Board's (TWDB) list of approved banks. Texas Regional Bank is on the approved list. An amended escrow agreement naming Texas Regional Bank as the escrow agent was presented. The motion was made and seconded that the amended escrow agreement be approved, and that President Garcia be authorized to sign the amended escrow agreement. Following a discussion, the motion unanimously carried.
6. Equipment—Brushcutter.
 - 6.1 Purchase of Brushcutter Approved at April 12, 2021 Meeting. The machine has been delivered and is in service:

DD34 2006 John Deere 5425 Tractor serial #LV5425S240146 with 60-inch Alamo Versa Mower serial #06678
 - 6.2 Status Report on Insurance Claim for Brushcutter Destroyed by Fire on March 3, 2021. Final settlement has not been received.
7. Projects. None.

8. Agreements/Rights-of-Way/Permits/Interlocal Cooperation Contracts.
 - 8.1 Drain B-4. First Amended Interlocal Cooperation Contract Between City of San Benito and Cameron County Drainage District No. 3 For Extension of Stookey Road to Include Utilities. Nothing presented by City. No action.
 - 8.2 Drain C/Drain C-Right–License for Down Drain in Block 179, San Benito Land & Water Co. for UTRGV Neuroscience Facility/Building. License Agreement not finalized. Still waiting on the revised plan.
 - 8.3 Drain 383: Request of Ciro and Rhonda Garza for Road Crossing. License Agreement not completed.
 - 8.4 Request of Chet Monigold, Owner of 8.3 Acre Tract Out of Block 257, San Benito Land & Water Company Subdivision [Volume 1, Page 25, Map Records], being developed as Las Villas Del Rio Subdivision, for License Agreement. License Agreement submitted on March 29, 2021 to the Developer’s engineer. There has been no response.
 - 8.5 Drain C/Drain C-Right: License Agreement to AEP for Underground Fiber Optic Line Crossing & Existing Aerial Transmission Line in Blocks 155 & 182, San Benito Land & Water Co. Finalized.
9. Donations.
 - 9.1 Drain A-6: Offer of Eduardo Cañas to Donate 80 Foot Wide Strip of Land Dedicated as "Drain Ditch ROW" on Plat of Cañas Subdivision [Cabinet 1, Page/Slot 48-A, Map Records]. Two of the four children have signed the donation deed.
 - 9.2 U.S. Landman, LP–Offer to Donate Drain for Oak Estates Subdivision in Block 95, Lon C. Hill Subdivision that Discharges into Drain C-Right in Block 189, San Benito Land & Water Company Subdivision. Donation Deed has been filed of record.
 - 9.3 Kwood Inc.–Offer to Convey to District a Drain in Vicinity of Proposed Arroyo Colorado Estates Phase 2. This matter needs to be researched before the Board can act on the offer. No action.
10. Annexation of Territory North of Arroyo Gardens (Shares 12 and 22). The map identifying the drains that will be conveyed to the District has been submitted to Engineer Brown. Now waiting on Engineer Brown to prepare the metes and bounds descriptions of the drains to be conveyed to the District.
11. Reports.
 - 11.1 Financial.
 - (a) Financial Report for Month of April 2021. Presented and reviewed.
 - (b) Financial Report for Current Fiscal Year Through April 30, 2021. Presented and reviewed.
 - 11.2 Manager. All matters discussed under other Agenda items.
 - 11.3 Attorney. *Cameron County Drainage District No. 3 and Cameron County Irrigation District No. 2, et al. vs. City of San Benito.* No report.
 - 11.4 Engineer. All matters discussed under other Agenda items.
 - 11.5 Drain Supervisor. Report of work accomplished in the month of April 2021 presented.
 - 11.6 City of San Benito. No one appeared on behalf of the City.

12. Payment of Accounts, Wages, and Directors' Services.

12.1 The motion was made and seconded that issuance of the following checks issued between the April 12, 2021 meeting and this meeting be ratified:

13282 : First Community Bank	Petty Cash	\$324.75
13283 : First Community Bank	Payroll 04/15/21	\$28,801.66
13284 : Texas Child Support SDU	Employee Wage Withholding-Child Support	\$422.77
13285 : First Community Bank	Payroll 04/29/21	\$30,478.53
13286 : Texas Child Support SDU	Employee Wage Withholding-Child Support	\$422.77
13287 : H & V Equipment	JD Tractor with Side Mower	<u>\$39,020.69</u>
TOTAL		<u>\$99,471.17</u>

Following a discussion, the motion unanimously carried.

12.2 The motion was made and seconded that these checks be issued:

13288 : Advance Professional	Machine Repairs	\$362.20
13289 : AFLAC	Health Insurance	\$579.06
13290 : A4 Auto Supply	Auto Repairs	\$488.72
13291 : Allstate Insurance Co.	Insurance	\$74.67
13292 : AguaWorks Pipe & Supply	Drain Pipe	\$3,643.80
13293 : AT&T Mobility	Wireless Phone	\$191.90
13294 : Blue Cross & Blue Shield	Health Insurance	\$14,526.12
13295 : Boggus Ford	Auto Repairs	\$50.84
13296 : Cameron County Irrigation Dist. #2	Reimbursement	\$13,903.68
13297 : Commercial Billing	Machine Repairs	\$1,288.36
13298 : Dainamik	GPS Monitoring	\$2,030.00
13299 : East Rio Hondo Water Supply Corp.	Office/Shop/Warehouse: Water Bill	\$71.15
13300 : ESRI, Inc.	ARCGIS	\$200.00
13301 : Gateway Printing	Office Supplies	\$69.67
13302 : Gigabit Communications	Uverse/Internet	\$200.00
13303 : Grajale's Tire Shop	Flat Repairs	\$25.00
13304 : H & V Equipment	Machine Repairs	\$6,483.04
13305 : Hollon Oil Company	Hydraulic Oil	\$1,031.15
13306 : Holt Company of Texas	Machine Repairs	\$907.48
13307 : Iafsa USA	Machine Repairs	\$5,229.82
13308 : J & M Hydraulics	Machine Repairs	\$1,025.66
13309 : John Deere & Company	Machine Repairs	\$1,222.77
13310 : Sonia Lambert	Phone Allowance	\$125.00
13311 : Lincoln National Life	Life Insurance	\$226.32
13312 : Matt's Cash & Carry	Drain Repairs	\$32.72
13313 : McCoy's	Machine Repairs	\$62.84
13314 : O'Reilly Auto Parts	Machine Repairs	\$1,968.89
13315 : Federico Ortega	Phone Allowance	\$45.00
13316 : Rio Grande Steel	Machine Repairs	\$555.97
13317 : Rio Hondo Lumber & Supply	Drain Repairs	\$31.76
13318 : South Texas Bolt & Supply	Machine Repairs	\$44.52
13319 : Nelda Solorio	Janitorial	\$220.52
13320 : Lucinda Trevino	Janitorial	\$220.52
13321 : Unifirst	Uniforms	\$704.45
13322 : Wilco Life Insurance	Insurance	\$21.67
13323 : Wylie Case	Machine Repairs	\$734.93
13324 : David Ybarra	Janitorial	<u>\$265.52</u>
TOTAL		<u>\$58,865.72</u>

Following a discussion, the motion unanimously carried.

13. Adjournment. There being no further business, the meeting was adjourned.