

February 14, 2022
San Benito, Texas

The regular meeting of the Board of Directors of Cameron County Drainage District No. 3 convened on February 14, 2022, at 2:00 p.m., at the office of the District pursuant to notice duly given as required by law. Present were Ronaldo Garcia and Matthew McCarthy, Directors; Sonia Lambert, Manager; Freddie Ortega, Drain Supervisor; Jack Brown, Engineer; and B. R. Dossett, Attorney. President Garcia called the meeting to order and presided.

1. Minutes. January 10, 2022 Meeting. The Minutes of the January 10, 2022 meeting were presented and reviewed. The motion was made and seconded to approve the Minutes of the January 10, 2022 meeting. Following a discussion, the motion carried.
2. Public Comment Period. No one appeared. No written comments were received.
3. Subdivisions.
 - 3.1 Petunia Acres Subdivision–Rios Surveying Company, LLC, being 2.0 acres out of Block 129, Espiritu Santo Irrigated Land Company Subdivision. Plat not presented. No action.
 - 3.2 Del Rio Subdivision Phases VI-VII–Moore Land Surveying, LLC, being 22.4 acres out of Blocks C & D, James Dickinson Subdivision. Plat not presented. No action.
 - 3.3 Vista Real Estate Subdivision–Rios Surveying Company, LLC, being 5.0 acres out of Block 157, San Benito Land & Water Company Subdivision. Plat not presented. No action.
 - 3.4 Titan Ranch Subdivision–Rios Surveying Company, LLC, being 7.35 acres out of Block 90 [1,200 ac. San Benito Manufacturing Company Tract], San Benito Land & Water Company Subdivision. Plat not presented. No action.
 - 3.5 East Treasure Haven Subdivision–Brown, Leal & Associates, being 14.64 acres out of Block 146, San Benito Land & Water Company Subdivision. Plat not presented. No action.
 - 3.6 Montenegro Estates Subdivision–Mejia & Rose (9.40 ac. out of Block 7, Landrum Reserve). The plat was reviewed. It was noted that the subdivision is adjacent to, and will discharge into, Main Drain A. The motion was made and seconded to give the plat preliminary approval on the condition that lot lines do not extend into the drain right-of-way, and finalizing a down drain license. Following a discussion, the motion carried.
 - 3.7 Alvarado Estates Subdivision–Altex Engineering, being 2.77 acres out of Block 153, San Benito Land & Water Company Subdivision. Plat not presented. No action.
4. Blocks 209 and 215, San Benito Land & Water Co.: Cameron County Irrigation District No. 2 conveyance of Seep Ditch to Drainage District. No change in status. Still waiting on Rios Surveying to complete the survey.
5. Russell Main Drain: Private Road Crossing in Block 4, Parker Tract Subdivision Owned by Porfirio and Nicanor Vasquez and Respective Spouses. The owners still have not accepted the District's offer. Due to the cost of transporting the District's box culverts to the site, the owners are investigating whether to purchase 7 foot x 7 foot box culverts—three are needed—from a manufacturer, since the cost of delivery and unloading is included in the purchase price.
6. Agreements/Rights-of-Way/Permits/Interlocal Cooperation Contracts.
 - 6.1 Drain 383: Request of Ciro and Rhonda Garza for Road Crossing. License Agreement not completed.

- 6.2 Liberty Estates Phase II, being 10.64 acres out of Blocks 5, 6, 12, Cunningham's Subdivision of Block 35, SBL&WCo.:
 - (a) Conveyance of Seep Ditch on North Side of Lateral A to Drainage District –Status Report. No change in status.
 - (b) Upgrade of Underdrains–Status Report. The District's Engineer has not completed the plans for the underdrain.
 - (c) Upgrade of Road Crossings Downstream of Phases I & II. No change in status. The District's Engineer has not completed the plans.
- 6.3 Drain C/Drain C Right: East Treasure Haven Subdivision–Request for Down Drain to Discharge into District's Drainage System (pertains to Agenda Item 3.5). License agreement not finalized. Corrections to the proposed subdivision plat, which will be attached as an exhibit, are required.
- 6.4 Browne Drain No. 3: Request that License Agreement be Issued to Magic Valley Electric Cooperative for Aerial Electric Service Line for Blanca Flores, Block 291, SBIC. License agreement has been prepared, but not yet signed by the landowners.
- 6.5 Russell Main Drain in Share 14, Espiritu Santo Grant: Request for East Rio Hondo Water Supply Corp. Waterline Crossings for Potable Waterline Crossings. The license agreement was prepared and submitted to ERHWSCo, but has not yet been signed and returned by ERHWSCo.
- 6.6 Drain E Relief, Drain D, Drain C-Left, South 6 Drain, Drain C-Right: Request of AEP for License for Fiber Optic Line Crossings. The license agreement has not been completed.
- 6.7 Drain C-Right: Request of Sam and Susan Simmons for License Agreement to Extend Cottonwood Creek Court in the Fairways at Cottonwood Creek Subdivision [1-1602, Map Rec.] East Across Drain. It was noted that Cottonwood Creek Court ends at a cul de sac on the westerly side of the drain. The property owned by Sam and Susan Simmons is on the easterly side of the drain. The motion was made and seconded that the request be granted. Following a discussion, the motion carried.
- 6.8 Los Indios #2 Drain in Block 48, Los Indios Irrigated Land Co. Subdivision: Request of United States of America for Potable Waterline Crossing for FMCSA Inspection Facility Upgrade. The motion was made and seconded that the request be granted. Following a discussion, the motion carried.
7. Grants. TWDB #40023 Flood Protection/Infrastructure Study-Hydrologic and Hydraulic Model Update.
 - 7.1 Discuss and Take Action Whether to Request Expansion of Grant to Include City Street Flow and City Storm Sewers. Eric Schiebe advised that the District has a good chance of securing a grant to expand the model to include the City street flow and City storm sewers. The local match will be approximately \$45,000.00. Manager Lambert advised that since the City would be the primary beneficiary of the expanded grant, a meeting has been scheduled with the City for February 22, 2022, to discuss the expanded grant and propose that the City of San Benito pay the local match. The motion was made and seconded that Eric Schiebe be authorized to prepare and submit the application for the expanded grant. Following a discussion, the motion carried.
 - 7.2 Discuss and Take Action on Interlocal Cooperation Contract with City of San Benito Regarding Its Participation and Share of Local Match of Expanded Grant. The motion was made and seconded that the District enter into an interlocal cooperation contract with City of San Benito that provides that the City of San Benito should pay the local match of the expanded grant. Following a discussion, the motion carried.
8. Donations: Drains in Territory North of Arroyo Gardens (Shares 12 and 22, Espiritu Santo Grant). No change in status since the last meeting.

9. Audit of Fiscal Year Ended September 30, 2021. The audit has not commenced. The auditor, Mr. Berkman, has serious health issues. A general discussion about the District's failure to comply with the statutory deadline followed.

10. Reports.

10.1 Financial.

- (a) Financial Report for Month of January 2022. Presented and reviewed.
- (b) Financial Report for Fiscal Year through January. Presented and reviewed.

10.2 Manager. All matters discussed under other Agenda items.

10.3 Attorney.

- (a) *Cameron County Drainage District No. 3 and Cameron County Irrigation District No. 2, et al. vs. City of San Benito.* No change in status.
- (b) Rules Revision. Manager Lambert has not completed her review of the revised rules.
- (c) 2022 Special Purpose District Report. Filed January 27, 2022.

10.4 Engineer. All matters discussed under other Agenda items.

10.5 Drain Supervisor. Written report of work accomplished in the month of January 2022 presented.

10.6 City of San Benito. No one appeared on behalf of the City.

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

11.1 The motion was made and seconded that issuance of the following checks issued between the January 10, 2022 meeting and this meeting be ratified:

13696 : Ruben Linan	Backflow Test	\$125.00
13697 : Alamo Door Systems	Warehouse Repair	\$1,671.48
13698 : Texas Child Support SDU	Employee Wage Withholding-Child Support	\$422.77
13699 : Texas Child Support SDU	Employee Wage Withholding-Child Support	\$422.77
TOTAL		<u>\$2,642.02</u>

Following a discussion, the motion carried.

11.2 The motion was made and seconded that the following checks be issued:

13700 : Advance Professional	Machine Repairs	\$14.86
13701 : AFLAC	Health Insurance	\$298.44
13702 : Allegra Printing	PO Books	\$487.75
13703 : Allstate Insurance Co.	Insurance	\$74.67
13704 : AT&T Mobility	Wireless Phone	\$141.70
13705 : Barrientos Plumbing	Other Repairs	\$650.00
13706 : Blue Cross & Blue Shield	Health Insurance	\$17,084.76
13707 : Cameron County Irrigation Dist. #2	Reimbursement	\$16,441.87
13708 : Commercial Billing	Machine Repairs	\$1,086.78
13709 : Charter Chemical Solutions	Grease	\$583.00
13710 : Dainamik	GPS Monitoring	\$2,030.00
13711 : East Rio Hondo Water Supply Corp.	Office/Shop/Warehouse: Water Bill	\$96.96
13712 : Firestone	Auto Repairs	\$863.97
13713 : Gateway Printing	Office Supplies	\$161.95
13714 : Gigabit Communications	Uverse/Internet	\$200.00
13715 : Grajales Tire Shop	Flat Repairs	\$6.00
13716 : Hollon Oil Company	Hydraulic Oil	\$946.24
13717 : Holt Company of Texas	Machine Repairs	\$11,826.60
13718 : JR ITSoftware Solutions	Software Services	\$711.00
13719 : John Deere Financial	Machine Repairs	\$1,670.83
13720 : Sonia Lambert	Phone Allowance	\$125.00
13721 : Luis Coronado	Weld Repair	\$440.00
13722 : Made Rite Janitorial Supply	Office Janitorial	\$153.86
13723 : Matt's Cash & Carry	Other Repairs	\$41.36
13724 : McCoy's	Drain Repairs	\$63.39

13725 : O'Reilly Auto Parts	Machine Repairs	\$1,249.30
13726 : Ortega, Federico	Phone Allowance	\$45.00
13727 : U.S. Postmaster	Post Office Box	\$156.00
13728 : Rio Grande Concrete	Tools	\$195.31
13729 : Rio Hondo Lumber & Supply	Drain Repairs	\$35.98
13730 : Rio Valley Pipe, Ltd.	Drain Repairs	\$7,682.40
13731 : Rey's Tire Service	Flat Repairs	\$295.00
13732 : Southern Tire Mart	Machine Repairs	\$4,704.22
13733 : Nelda Solorio	Janitorial	\$275.65
13734 : Triple S Steel	Safety Supplies	\$1,211.07
13735 : Lucinda Trevino	Janitorial	\$275.65
13736 : Tractor Supply Corp.	Machine Repairs	\$50.94
13737 : Texas Water Conservation Assoc.	Member Dues	\$831.00
13738 : UniFirst	Uniforms	\$522.99
13739 : WTS Industrial	Machine Repairs	\$927.36
13740 : Wilcac Life Insurance	Insurance	\$21.67
13741 : Wylie Case	Machine Repairs	\$3,818.40
13742 : David Ybarra	Janitorial	\$320.65
13743 : Dossett Law Office	Legal Fees	\$2,871.00
13744 : Fred Ortega	Water Fountains	\$761.73
13745 : Lincoln National Life	Life Insurance	\$246.00
13746 : Sonia Lambert	TWCA Conference-Flight	\$230.96
13747 : Texas Water Conservation Assoc.	TWCA Conference	\$425.00
TOTAL		<u>\$84,010.23</u>

Following a discussion, the motion carried.

12. Board of Directors: Discuss and Take Action to Fill Vacancy on Board of Directors. There was a discussion. No action. It was noted that in the absence of a Secretary, Vice-President McCarthy is the Secretary pro-tem and will sign any documents and certifications that must be signed by the District's Secretary.
13. Personnel-Manager: Deliberate Appointment, Employment, and Duties of Manager to Succeed Current Manager Upon Her Retirement. The motion was made and seconded that the period to receive applications be held open for another thirty (30) days. Following a discussion, the motion carried.
14. May 7, 2022 Election. The deadline for filing an Application for Place on the Ballot is February 18, 2022.
15. Adjournment. There being no further business, the meeting was adjourned.