

September 9, 2021  
San Benito, Texas 78586

The Board of Directors of Cameron County Irrigation District #2 met in regular session in the office of the District upon the above date at 9:00 a.m.

The following Directors were present: Sam Simmons, Brady Taubert, and Buck Rhyner. Also present were Sonia Lambert, General Manager, and Buddy Dossett, Attorney.

There was no public comment.

A motion was made by Buck Rhyner, seconded by Brady Taubert, and upon unanimous vote, passed to approve the minutes of the regular meeting of August 12, 2021.

The water report was made by Brady Taubert, who reported that Falcon Reservoir contains 459,673 acre-feet of water of the normal conservation 2,646,817 acre-feet. The Amistad Reservoir contains 1,158,505 acre-feet of water of the normal conservation 3,275,532 acre-feet which 39.45% is U.S. total conservation capacity compared to 43.69% this time last year. As of September 9, 2021, District's usable water balance is 48,366.4238 and storage water balance is 48,692.1741 acre-feet. This time last year, usable water balance was 43,317.534 and storage water balance was 48,288.534.

The Board reviewed the following subdivision plat and took the following action:

**5.1) IHOP at Ed Carey Subdivision** – A tract of land containing 1.892 acres situated in the City of Harlingen, County of Cameron, Texas, being out of Block 181, San Benito Land and Water Company Subdivision, according to the plat thereof recorded in Volume 1, Page 6, Cameron County Map Records, said 1.892 acres being out of a certain tract conveyed to the Haidar Properties, LLC by Virtue of a General Warranty Deed recorded under Instrument No. 2021-4364, Cameron County Official Records. – Melden & Hunt, Inc. This subdivision is located off of Ed Carey Drive in Harlingen. The property has been previously excluded. There are no irrigation facilities in the platted area. No easements were dedicated, and none required. A motion was made by Buck Rhyner, seconded by Brady Taubert, and upon unanimous vote, passed to approve the plat as presented. Motion carried.

A motion was made by Buck Rhyner, seconded by Brady Taubert, and upon unanimous vote, passed to adopt the following resolution ordering an exclusion/inclusion hearing to be held:

**WHEREAS**, all of the property described below under “Proposed For Exclusions” is urban property within the meaning of applicable law and has not been within one year previous to this date, used for farming or agricultural purposes; and

**WHEREAS**, the District has no outstanding bonded indebtedness or indebtedness in connection with a loan from an agency of the United States and has authority under *Article 8280-3.2, Texas Civil Statutes* to hold a hearing and exclude/include property; and

**WHEREAS**, the property described below under “Inclusions” is agricultural land and can, with installation of additional infrastructure at the cost of the requestor, be included into the boundaries of the District through substitution of land of equal acreage to be excluded, as allowed through Texas Water Code 58.704; and

**WHEREAS**, it is provided by said statute that the Board of Directors call and

hold a hearing whether or not all or part or parts of the urban property shall be excluded/included from or into the District.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED** that a Hearing be held to determine whether or not all of the urban property described on Exhibit "A" attached hereto and incorporated herein for all purposes, or what part thereof, currently lying within the boundaries of Cameron County Irrigation District No. 2 in Cameron County, Texas, shall be excluded/included from or into the District's boundaries.

Said Hearing shall be held at the offices of the District on the 14th day of October 2021 at 9 o'clock a.m. and may be continued from day to day and from time to time until all persons or their counsel entitled to be heard and who appear at said Hearing have an opportunity to be heard and offer evidence that they so desire.

Notice of this Hearing shall be given by posting a true copy of the full Resolution of the Board of Directors containing a description of all such properties proposed for exclusion/inclusion in the District's website of Cameron County, Texas and in a conspicuous place in the principal office of the District, and by the posting of a true copy of this Resolution containing a description only of each specific subdivision at a location in or near each of the separate subdivisions described below, all of such Notices shall be posted for at least three (3) weeks prior to the date of the Hearing. The date, time, place, and purpose of such Hearing shall also be advertised by publishing Notice thereof one (1) time in one (1) or more newspapers having general circulation in the District at least ten (10) days prior to the date of such Hearing. There, being no railroad right-of-way involved herein, no notice to any railroad company is required.

And, after due discussion, said motion, carrying with it the passage of said Order prevailed and carried by the following vote:

AYES: All members of said Board shown present above voted "Aye."

NAYS: None

That the above and foregoing paragraphs are a true, full and correct copy of the aforesaid Resolution and Order adopted at the Meeting described above, that said Resolution and Order has been duly recorded in said Board's Minutes of said Meeting, that the above and foregoing paragraphs are a true, full and correct excerpt from said Board's minutes of said Meeting pertaining to the passage of said Resolution and Order, that the persons named in the above and foregoing paragraphs are the duly chosen, qualified and acting officers and members of said Board as indicated therein; that each of the officers and members of said Board was duly and sufficiently notified, officially and personally, in advance, of the time, place, and purpose of the aforesaid Meeting, and each of said officers and members consented, in advance, to the holding of said Meeting for such purpose; and that said Meeting was open to the public and public notice of the time, place, and purpose of said Meeting was given, all as required by Chapter 551, Government Code, *Vernon's Ann. Civil Statutes*.

SIGNED AND SEALED the \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Brady Taubert, Vice-President

\_\_\_\_\_  
Sam Simmons, President

STATE OF TEXAS

COUNTY OF CAMERON

This instrument was acknowledged before me on the 9th day of September 2021 by **Brady Taubert**, Vice-President of the Board of Directors of **CAMERON COUNTY IRRIGATION**

**DISTRICT NUMBER TWO**, a political subdivision of the State of Texas, on behalf of said political subdivision.

\_\_\_\_\_  
Notary Public in and for the State of Texas

STATE OF TEXAS

COUNTY OF CAMERON

This instrument was acknowledged before me on the 9th day of September 2021 by **Sam Simmons**, President of the Board of Directors of **CAMERON COUNTY IRRIGATION DISTRICT NUMBER TWO**, a political subdivision of the State of Texas, on behalf of said political subdivision.

\_\_\_\_\_  
Notary Public in and for the State of Texas

The Board reviewed a request from Daniel Cavazos to purchase the property behind and adjacent to 637 Resaca Shores San Benito, Texas. After discussion, the Board agreed to take no action at this time until such time that the full Board is present. This item will be placed on the October agenda.

The Board reviewed and discussed the current water balance and projections for the remainder of 2021. No action was taken.

There was nothing to discuss in Executive Session. Accordingly, no executive session was held.

A motion was made by Brady Taubert, seconded by Buck Rhyner, and upon unanimous vote, passed to approve the following bills:

| <u>Ck#</u> | <u>Vendor</u>               | <u>Amount</u> |
|------------|-----------------------------|---------------|
| 20354      | A & A Copiers & Supplies    | \$1,148.04    |
| 20355      | AT&T                        | \$630.30      |
| 20356      | AT&T Mobility               | \$64.05       |
| 20357      | City of San Benito          | \$128.34      |
| 20358      | Dainamik Business Solutions | \$660.00      |
| 20359      | Alfaro, Jesus & Diana       | \$2,589.50    |
| 20360      | Gateway Pipe & Supply       | \$8,800.00    |
| 20361      | Matt's Building Materials   | \$46.92       |
| 20362      | Romco Equipment             | \$121.70      |
| 20363      | Sprint                      | \$396.10      |
| 20364      | Texas Gas Service           | \$429.23      |
| 20365      | Texas Child Support         | \$135.69      |
| 20366      | Aflac                       | \$234.86      |
| 20367      | Autozone                    | \$13.38       |
| 20368      | AT&T U-Verse                | \$53.05       |
| 20369      | Alamo Iron Works            | \$146.00      |
| 20370      | City of San Benito          | \$278.41      |
| 20371      | Dearborn Life Insurance Co. | \$171.90      |

|       |                               |             |
|-------|-------------------------------|-------------|
| 20372 | Direct Energy                 | \$11,156.42 |
| 20373 | LRGV Water District           | \$100.00    |
| 20374 | Magic Valley Electric         | \$122.56    |
| 20375 | Military Highway Water        | \$136.96    |
| 20376 | Oil Patch Fuel & Supply       | \$19,002.75 |
| 20377 | Powerplan                     | \$185.18    |
| 20378 | Rey's Tire Service            | \$165.00    |
| 20379 | TCEQ                          | \$868.20    |
| 20380 | Texas Child Support           | \$135.69    |
| 20381 | United Rentals, Inc.          | \$1,952.00  |
| 20382 | United Trailer Sales          | \$16.98     |
| 20383 | Your Auto Repair Shop         | \$366.65    |
| 20384 | First Community Bank          | \$506.97    |
| 20385 | AT&T Mobility                 | \$65.19     |
| 20386 | American Heritage Life        | \$350.99    |
| 20387 | BC/BS of Texas                | \$10,406.39 |
| 20388 | Cameron County Clerk          | \$161.00    |
| 20389 | Dossett Law Office            | \$400.00    |
| 20390 | Dropped Dead Pest Control     | \$125.00    |
| 20391 | Direct Energy                 | \$406.31    |
| 20392 | RCM Farms                     | \$782.00    |
| 20393 | Harlingen Irrigation District | \$385.56    |
| 20394 | Hollon Oil Co.                | \$343.55    |
| 20395 | Johnny's True Value           | \$105.42    |
| 20396 | JR ITSoftware Solutions, LLC  | \$620.00    |
| 20397 | Sonia Lambert                 | \$45.00     |
| 20398 | McCoy's                       | \$295.15    |
| 20399 | Jesus Moncivaiz               | \$49.99     |
| 20400 | Office Depot                  | \$198.11    |
| 20401 | O'Reilly Automotive, Inc.     | \$3,421.39  |
| 20402 | Orkin                         | \$197.00    |
| 20403 | Romco Equipment               | \$2,114.48  |
| 20404 | Rubicon Systems America       | \$1,777.36  |
| 20405 | Rey's Tire Service            | \$60.00     |
| 20406 | Superior Alarms               | \$150.00    |
| 20407 | Southern Tire Mart            | \$451.18    |
| 20408 | TWCA Risk Management Fund     | \$2,527.00  |
| 20409 | Tractor Supply                | \$45.98     |
| 20410 | Unifirst                      | \$667.67    |
| 20411 | Utility Trailer Sales         | \$212.95    |
| 20412 | Verizon                       | \$857.86    |
| 20413 | Waste Management of Texas     | \$146.75    |

The Manager reported on the following items to the Board of Directors:

- a) August Maintenance Report – Includes 36 jobs performed by the crews for the month.
- b) August Machine Locations/Accomplishments – A report indicating work performed by the excavators and dozers for the month was presented to the Board.
- c) August Pumping Plants Reports – 1) Running standard operations – Salts high for first 2 ½ weeks of the month: 1200-1600; 2) General maintenance of plant and grounds; 3) Pumping for the month: Pump Station #1 – 8/6 – 3 p.m. start new Cert at 50 CFS, 8/9 – 10 a.m. rate set at 50 CFS, 8/11 – 8 a.m. rate increased to 100

- CFS, 8/13 – 10 a.m. rate reduced to 50 CFS, 8/16 – 10 a.m. rate increased to 100 CFS, 8/23 – 10 a.m. Cert set at 100 CFS, 8/23 – 3 p.m. rate increased to 150 CFS, 8/27 – 10 a.m. rate reduced to 100 CFS, 8/28 – 4 p.m. Cert reduced to 50 CFS through rest of pumping period; Pump Station #2 – No Pumping; 4) Rainfall: 0.00"; 5) Acre feet diverted: 4,449.48; 6) Total No Charge Pumping: 4.521.34; 7) Average TDS readings: 1271 p.p.m.
- d) August Financial Reports:
- 1) M&O Account – The financial report was presented.
  - 2) Rehab Account – The financial report was presented.
  - 3) Canal Rehab Account – The financial report was presented.
  - 4) WaterSMART Account – The financial report was presented.
- e) Water Duty – was 2.05 acre-feet per acre for the month of August 2021 and 1.13 acre-feet per acre year to date.
- f) Sign/Land Leases – A report with a listing of all contracts and amounts due was presented to the Board.
- g) Legislation:
- SB 2185 – relating to restrictions on special districts, in which by definition pertains to the Hidalgo County Water Improvement District No. 3, also includes an amendment to Chapter 49.2127 of the Texas Water Code pertaining to pipeline fees and requirements imposed by certain districts. It was the opinion of the District’s Attorney, Buddy Dossett, that since the definition of this Act, SB 2185, pertains only to Hidalgo County Water Improvement District No. 3 that the amendment included in the same Act, also only pertains to the Hidalgo County Water Improvement District No. 3.

Attorney’s report – In addition to the item under legislation above regarding SB 2185, Attorney Buddy Dossett reported that TCEQ has completed the amendment to merge the water rights for Cameron County Irrigation District #2 and Cameron County Irrigation District #16.

A motion was made by Brady Taubert, seconded by Buck Rhyner, and upon unanimous vote, passed to adjourn the meeting at 10:49 a.m. Next regular meeting is scheduled for Thursday, October 14, 2021 at 9:00 a.m.

---

Sam Simmons, President

---

Brady Taubert, Vice-President