

January 11, 2024
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, Buck Rhyner, and Lupe Argullin. Also present were Craig Harmon, General Manager, and Buddy Dossett, Attorney.

There was no public comment.

A motion was made by Buck Rhyner, seconded by Lupe Argullin, and upon unanimous vote, passed to approve the minutes of the joint districts meeting of November 30, 2023 and the regular meeting of December 12, 2023.

The water report was made by Buck Rhyner, who reported that Falcon Reservoir contains 464,537 acre-feet of water of the normal conservation 2,666,203 acre-feet. The Amistad Reservoir contains 892,592 acre-feet of water of the normal conservation 3,226,704 acre-feet which 23.03% is U.S. total conservation capacity compared to 32.22% this time last year. As of January 10, 2024, the District's usable and storage water balances are 28,600.5839 acre-feet. This time last year, usable and storage water balances were 53,688.9075.

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

5.1) Ochoa Subdivision – Being the northeast 10 acres out of Block 93, San Benito Irrigation Company Subdivision, Cameron County, Texas, as shown on map or plat recorded in Cabinet 1, Slot 206-A, Map Records of Cameron County, Texas. – Orive Land Surveying, L.L.C. This subdivision is located on the south side of FM 510 & the east side of Green Valley Dr. There are no irrigation facilities in the platted area. No easements were dedicated, and none needed. This area was previously excluded from the District. A motion was made by Buck Rhyner, seconded by Lupe Argullin, and upon unanimous vote, passed to approve the plat as presented. Motion carried.

5.2) B77 Subdivision – Being a 5.53 acre tract out of Lots 9 and 16 of Block 129, and Lots 12 and 13 of Block 126, San Benito Land and Water Company Subdivision, Cameron County, Texas, according to the map or plat thereof, recorded in Volume 1, Page 6, Map Records, Cameron County, Texas. – Rio Delta Engineering. This subdivision is located on the north side along Business 77 between Williams and Mayfield Roads. There is a buried irrigation service line that runs parallel to Business 77 within the platted area. No easements were dedicated, and none required. A motion was made by Buck Rhyner, seconded by Lupe Argullin, and upon unanimous vote, passed to approve the plat as presented. Motion carried.

The Board revisited tabled item from the December 2023 board meeting to purchase equipment for Canal Rehab projects. After discussion, a motion was made by Brady Taubert, seconded by Lupe Argullin, and upon unanimous vote, passed to place this on the table for the next meeting. Motion carried.

The Board revisited tabled item from the December 2023 board meeting regarding the sale of water rights. After discussion, a motion was made by Brady Taubert, seconded

1800 Russell Lane
San Benito, Texas 78586

Alternate Presiding Judge: Freddie Ortega
27141 Cemetery Road
San Benito, Texas
78586

Such persons are designated only for this election. If the presiding judge is unable to serve at the election, the alternate presiding judge shall serve as the presiding judge for the election.

7. The presiding judge is authorized to appoint two (2) election clerks.
8. The presiding judge designated for said election shall also serve as the early voting ballot judge and the presiding officer of said early voting ballot board and shall appoint no less than two (2) other duly qualified members as provided by Texas Election Code Chapter 87.
9. Early voting shall be held as provided by law and shall be conducted by the following hereby designated and qualified officers:

Clerk: Nelda Solorio a resident of the District
FM 2370 F.M. 732
San Benito, Texas

Deputy Clerk: Vanessa Lopez an employee of the District
P.O. Box 975
Olmito, Texas 78575

- 9.1 The addresses the Voting Clerk may receive delivery by common or contract carrier are:

Mailing address: Early Voting Clerk
P.O. Box 687
San Benito, Texas 78586

Physical address: Office of Cameron County Irrigation District No. 2
26041 F.M. 510
San Benito, Texas

- 9.2 Other contract information of Voting Clerk:
Phone No: (956) 3992484
Email address: irrigation@ccid2.org

10. Early voting by personal appearance for this said election shall be held at the same location the election is to be conducted as provided above, and said place of early voting shall remain open during the hours of eight o'clock (8:00) a.m. and five o'clock (5:00) p.m., which is at least nine (9) hours on each day of the early voting period, which shall begin on April 22, 2024, and continue through April 30, 2024, on each day that is not a Saturday, Sunday, or official State holiday. Applications for ballots by mail must be received (not postmarked) no later than April 23, 2024.

- 10.1 The mailing address of the Clerk to which ballot applications and ballots voted by mail may be sent is:

Early Voting Clerk
P.O. Box 687
San Benito, Texas 78586

- 10.2 The physical address of the Clerk to which ballot applications and ballots voted by mail may be delivered is:

Office of Cameron County Irrigation District No. 2
26041 F.M. 510
San Benito, Texas 78586

- 10.3 A completed, scanned application for a ballot by mail containing an original signature shall be transmitted to: charmon@ccdd3.org

11. Candidates shall file an application with the Secretary of the Board, or the Agent appointed pursuant to paragraph 5 hereinabove to have his or her name printed on the election ballot. Such an application must be signed by the candidate or by at least ten

(10) qualified electors of this District. The first day to file an application for place on the ballot is January 17, 2024, and must be filed no later than five o'clock (5:00) p.m. on February 16, 2024, as required by law:

- 11.1 Mailing address: Secretary
P.O. Box 687
San Benito, Texas 78586
- 11.2 Physical address: Office of Cameron County Irrigation District No. 2
26041 F.M. 510
San Benito, Texas 78586
- 11.3 Email Address: charmon@ccdd3.org
12. Applications for a place on the ballot shall be substantially in the form prescribed by the Secretary of State, AWS-20- 7/2011. Said form adapted for this District is attached.
13. The Secretary of the Board of Directors shall conduct a drawing for the order in which names of the candidates for the above-mentioned election are to be printed on the ballot and shall post notice of the time and place of said drawing and mail notice of the date, hour, and place of the drawing to each candidate at the address stated on the application for a place on the ballot not later than the fourth (4th) day before the drawing in accordance with the terms and provisions of Section 52.094 of the Election Code.
14. Notice be given of this election by a method as prescribed by Section 4.003 of the Texas Election Code.
15. A Writ of Election and notice of appointment shall be delivered as prescribed by law to the Presiding Judge and Alternate no later than March 8, 2024.
16. Notice of this election be given as prescribed by Section 85.007(c) Texas Election Code, by posting continuously for at least seventy-two (72) hours preceding the first hour that early voting is conducted in the same manner Notices of Meeting of the Board are posted.
17. March 5, 2024 (60th day before the election) is the date on which the qualified voters are determined. Any change of ownership or circumstance after this day is not considered.
18. March 25, 2024 (40th day before the election) is the last day to publish the list of qualified voters. The list shall be posted at:
1) the District's office and on the District's website
2) the Cameron County Courthouse
and a list delivered to the County Clerk of Cameron County.
19. April 14, 2024 (20th day before the election) is the last day to file a Designation of Registered Representative. If the form arrives in the mail after April 14, it is too late.
20. It is further found and determined that notice of the date, place, and subject of this meeting was posted in accordance with the terms and provisions of Section 52.094(c) of the Election Code, and Section 551.043 of the Government Code for at least seventy-two (72) hours preceding the scheduled time of this meeting.

After consideration of the above Resolution and Order, it was moved and seconded that the same do pass. Thereupon, the question being called for, the following members of the Board voted AYE: Lupe Argullin, Buck Rhyner, Sam Simmons, and Brady Taubert, and the following voted NO: None.

PASSED, APPROVED, AND ADOPTED this 11th day of January, 2024.

Sam Simmons, President, Board of Directors,
Cameron County Irrigation District No. 2

CERTIFICATE

The above and foregoing is a full, true, and correct copy of the resolution calling and ordering an election, as adopted by the Board of Directors of Cameron County Irrigation District No. 2, as the same was and appears of record on the official minutes of the regular meeting of said Board held on January 11, 2024.

Buck Rhyner, Secretary, Board of Directors,
Cameron County Irrigation District No. 2

Following a discussion, the motion was unanimously carried.

The District's 2023 4th Quarter Investment report was reviewed by the Board of Directors. The report showed the rate for the account with First Community Bank, interest yielded for each month of the quarter and the ending value as of December 31, 2023. A motion was made by Brady Taubert, seconded by Lupe Argullin, and upon unanimous vote, passed to approve the District's 4th Quarter Investment report. Motion carried.

The Manager presented a petition from East Rio Hondo Water Supply Corporation for the conversion of water rights from irrigation to municipal for urbanized and platted property for the following:

1. DnM Cobarrubias Subdivision; 1.00 acre;
2. FD Rio Hondo Subdivision; 1.03 acres.

Under the terms of the Water Rights Conversion Agreement between ERHWSC and the District, the following qualifies for transfer:

1. DnM Cobarrubias Subdivision; .83 (.907 gross acres – .077 outage acres – .83 net acres;
2. FD Rio Hondo Subdivision; 1.03 acres; (1.03 Gross acres - .04 outage acres = .99 net acres.

Total qualifying acres is 1.82 net acres x 1.25 per irrigable acre totaling 2.275 acre-feet at 68% of the per municipal acre-foot. The 2023 rate was not established by the Rio Grande Regional Water Authority. The Manager stated that the District owns sufficient municipal water rights to transfer without having to convert from the irrigation classification. ERHWSC requested to wait to transfer water at a later date once more water rights are available to be converted as long as the price of the water remains at the 2023 rate. A motion was made by Brady Taubert, seconded by Buck Rhyner, and upon unanimous vote, passed to authorize the sale and transfer of 2.325 acre-feet of municipal water rights from adjudication #841-006 to East Rio Hondo Water Supply Corporation. Motion Carried.

The Manager presented an offer from Mr. Neftali Grajales to purchase the northwest corner lot of the intersection of US Highway Business 77 and McCullough St. The Board previously approved to sell this property in May 2022. After discussion, a motion was made by Buck Rhyner, seconded by Brady Taubert and upon unanimous vote, passed to authorize the Manager to negotiate the sale of the property. Motion carried.

The Board discussed the District's water availability for 2024. No action was taken.

The Board entered Executive Session at 10:10 a.m. pursuant to section 551.071 of the governmental code to discuss the pending litigation and 551.074: a) Legal issues – i) Consider settlement of suit for Cameron County Irrigation District #2 and Cameron County Drainage District #3 vs City of San Benito.

The Board returned to Open Session at 10:14 a.m. and took the following actions: a) Legal issues – Consider settlement of suit for Cameron County Irrigation District #2 and Cameron County Drainage District #3 vs City of San Benito: no action.

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>
21976	Autozone	\$265.64
21977	Boswell Elliff Ford	\$356.22
21978	CCDD#3	\$9,890.94
21979	Dossett Law Office	\$400.00
21980	Dainamik Business Solutions	\$490.00
21981	Holt CAT	\$610.43
21982	JRITSoftware Solutions, LLC	\$2,444.07
21983	Sonia Lambert	\$45.00
21984	McCoy's	\$242.05
21985	Oil Patch Fuel & Supply	\$592.35
21986	Office Depot Credit Plan	\$76.47
21987	Pro Billing & Funding Services	\$98.80
21988	Romco Equipment	\$928.46
21989	Rio Grande Concrete	\$5.82
21990	Southern Tire Mart	\$524.00
21991	Smartcom Telephone, LLC	\$623.67
21992	Teksco USA	\$520.00
21993	Utility Trailer Sales	\$103.99
21994	Waste Management of Texas	\$39.03
21995	Aflac	\$261.02
21996	Central Ready Mix	\$1,184.00
21997	CCDD#3	\$7,500.00
21998	Dropped Dead Pest Control	\$175.00
21999	Hollon Oil, Co.	\$1,030.15
22000	Linde Gas & Equipment, Inc.	\$570.06
22001	US Postal Service	\$210.00
22002	Rubicon Systems America	\$6,540.00
22003	RGV Pumps & Equipment, LLC	\$445.00
22004	Southern Tire Mart	\$293.00
22005	Texas Gas Service	\$426.97
22006	Texas Child Support	\$228.92
22007	City of San Benito	\$200.74
22008	First Community Bank	\$461.14
22009	Humberto Equia	\$130.00
22010	Texas Child Support SDU	\$228.92
22011	AT&T Mobility	\$65.46
22012	Autozone	\$748.01
22013	American Heritage Life	\$272.03
22014	CCDD#3	\$7,500.00
22015	Dearborn Life Insurance	\$319.80
22016	Firestone/Bridgestone	\$190.87
22017	Garcia, Clemente & Ana	\$174.68
22018	Johnny's True Value	\$70.21
22019	Magic Valley Electric	\$122.01
22020	McCoy's	\$156.59
22021	Pancho's Auto Electric	\$150.00
22022	Rio Hondo Lumber	\$17.23
22023	Rubicon Systems America	\$1,081.61

22024	Unifirst	\$680.30
22025	Verizon	\$552.17

Assistant Manager, Craig Harmon, reported on the following items to the Board of Directors:

- a) December Maintenance Report – Includes 6 jobs performed by the crews for the month. In addition to the maintenance, the crews are working on the piping of Lateral E.
- b) December Pumping Plants Reports – 1) Running standard operations: Pump #1 back from Complete Overhaul; 2) General maintenance of plant and grounds; 3) Pumping for the month: Pump Station #1 – 11/26 – 10 a.m. On Cert, 12/12 – 10 a.m. New Cert 100 CFS through 12/18- 10 a.m., No pumping for the rest of the month; Pump Station #2 – 12/16 – 10 a.m. Rate set at 6 CFS; 4) Rainfall: 0.00”; 5) Acre feet diverted: 1222.3210; 6) Total No Charge Pumping: 0.00; 7) Average TDS readings: 839 p.p.m.
- c) December 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.
- d) Water Duty – was 0.00 acre-feet per acre for the month of December 2023 and 1.74 acre feet per acre year-to-date.

Attorney’s report:

- a) The District’s Special Purpose District Report is Due April 1, 2024.

A motion was made by Brady Taubert, seconded by Buck Rhyner, and upon unanimous vote, passed to adjourn the meeting at 10:10 a.m. Next regular meeting is scheduled for Thursday, February 8, 2024 at 9:00 a.m.

Sam Simmons, President

Buck Rhyner, Secretary