

September 14, 2023  
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 Sonia Lambert, General Manager, Craig Harmon, Assistant Manager, and Buddy Dossett, Attorney.

There was no public comment.

A motion was made by Brady Taubert, seconded by Buck Rhyner, and upon unanimous vote, passed to approve the minutes of the regular meeting of August 10, 2023 and the joint districts meeting of August 11, 2023.

The water report was made by Buck Rhyner, who reported that Falcon Reservoir contains 390,762 acre-feet of water of the normal conservation 2,646,817 acre-feet. The Amistad Reservoir contains 1,045,005 acre-feet of water of the normal conservation 3,275,532 acre-feet which 23.87% is U.S. total conservation capacity compared to 23.81% this time last year. As of September 11, 2023, District's usable and storage water balances are 31,055.1441 acre-feet. This time last year, usable and storage water balances were 19,094.1639.

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

**5.1) Grajales Subdivision** – Being a replat in Evans Subdivision, consisting of 0.24 acres of land, being all of Lot 4 and the west ½ of Lot 5, Block 12, of the Evans Subdivision, according to map of plat thereof recorded in Volume 13, Page 4, Map Records, Cameron County, Texas. – Rios Surveying. This subdivision is located northwest of the intersection of U.S. Business 77 and McCullough Street, San Benito, TX. The District's canal right of way for its Lateral D Pipeline was reserved. A motion was made by Buck Rhyner, seconded by Brady Taubert, and upon unanimous vote, passed to approve the plat as presented. Motion carried.

**5.2) Parra Estates** – Being a replat in Evans Subdivision, consisting of 0.24 acres of land, being all of Lot 6 and the east ½ of Lot 5, Block 12, of the Evans Subdivision, according to map of plat thereof recorded in Volume 13, Page 4, Map Records, Cameron County, Texas. – Rios Surveying. This subdivision is located northwest of the intersection of U.S. Business 77 and McCullough Street, San Benito, TX. The District's canal right of way for its Lateral D Pipeline was reserved. A motion was made by Buck Rhyner, seconded by Brady Taubert, and upon unanimous vote, passed to approve the plat as presented. Motion carried.

The Manager presented a list of properties to be considered for exclusion. A motion was made by Brady Taubert, seconded by Buck Rhyner, and upon unanimous vote, passed to adopt the following resolution ordering the exclusion hearing to be held:

**WHEREAS**, all of the property described below 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 the urban property; 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 from 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 from the District's boundaries.

Said hearing shall be held on the 12th day of October 2023 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 on the District's website: ccid2.org and in a conspicuous place in the principal office of the District, and by the posting of a hearing notice to each property owner of record, all of such notices shall be posted for at least three (3) weeks prior to the date of the hearing.

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 \_\_\_\_\_, 2023.

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

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

STATE OF TEXAS

COUNTY OF CAMERON

This instrument was acknowledged before me on the 14th day of September 2023 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

STATE OF TEXAS

COUNTY OF CAMERON

This instrument was acknowledged before me on the 14th day of September 2023 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

Proposed Exclusions for October 12, 2023

1. **Tejada, Eliza Jazmin: Acct# 449**  
Being a tract of 4.87 acres of land out of the Rio Hondo Park Subdivision on Block 77.  
(Gross: 5.00, Out: 0.13, Net: 4.87) **PID# 123-1**
2. **Garza, Martin & Cynthia: Acct# 23851**  
Being a tract of 4.62 acres of land out of the SBL&WCO Subdivision on 238. (Gross: 5.00, Out: 0.38, Net: 4.62) **PID# 23851-1**
3. **Arambul, Gilberto: Acct# 30511**  
Being a tract of 14.58 acres of land out of the Rice Tract Subdivision on Block 60.  
(Gross: 14.58, Out: 0.00, Net: 14.58) **PID# 30511-1**  
  
(Subdivisions)
4. **FD Rio Hondo Subdivision**  
Being a 1.03 acre tract of land, more or less, situated in the City of Rio Hondo, Cameron County, Texas, out of Blocks 59 & 60, Espiritu Santo Irrigated Land Company Subdivision, according to the map or plat thereof, Recorded in Volume 2, Page 41, Map Records of Cameron County, Texas. **PID# 5875-2**
5. **Cielo Grande Subdivision**  
Being a 13.39 acre tract of land out of Blocks 107 & 108 of the SBICO Subdivision, Cameron County, Texas, according to the map thereof, Recorded in Volume 3, Pages 16-18 of the Map Records of Cameron County, Texas. (already excluded)
6. **Silva Subdivision**  
Being 5.18 acres comprised of all of Lot 22 of 1577 Subdivision No. 1, Recorded in Volume 1, Pages 1039-A, 1039-B, 1040-A, 1040-B, 1041-A, 1041-B and 1042-A, Map Records of Cameron County, Texas. **PID# 30823-1**
7. **East Treasure Haven Subdivision**  
Being a 14.64 acre tract of land, more or less, same being 7.31 acres out of Lot 15 and 7.33 acres out of Lot 16 of Block 146 of the SBL&WCO Subdivision, Cameron County, Texas as Recorded in Volume 1, Page 6, of the Cameron County Map Records.
8. **East Treasure Haven Ph. 2 Subdivision**  
Being 26.54 acres of land comprised of 10.00 acres out of Lot 9, 9.99 acres out of Lot 10, 2.67 acres out of Lot 15, 2.67 acres out of Lot 16, 0.61 acres out of Lot 7, and 0.61 acres

out of Lot 8, Block 146, SBL&WCO Subdivision, Cameron County, Texas as Recorded in Volume 1, Page 6, of the Cameron County Map Records. **PID# 24141-1**  
(Properties under 1 acre)

9. **Reyes, Antonia: Acct# 487**

Being a tract of 1 acre of land out of the SBICO Subdivision on the west part of Block 436. (Gross: 1.00, Out: 0.55, Net: 0.45) **PID# 487-1**

10. **CCID#2: Acct# 2310**

Being a tract of 0.74 acres of land out of the SBICO Subdivision on Block 377, known as the interconnect row. (Gross: 0.74, Out: 0.00, Net: 0.74) **PID# 2310-53**

Being a tract of 0.85 acres of land out of the SBL&WCO Subdivision on part of the northeast quarter of Block 186. (Gross: 0.85, Out: 0.00, Net: 0.85) **PID# 2310-32**

11. **Correa, J.A.: Acct# 3610**

Being a tract of 0.61 acres of land out of the SBL&WCO Subdivision on the southwest part of Lot 8 on Block 209. (Gross: 0.61, Out: 0.00, Net: 0.61) **PID# 3610-1**

12. **Gonzales, Obed: Acct# 7880**

Being a tract of 0.94 acres of land out of the SBL&WCO Subdivision on Block 104. (Gross: 0.94, Out: 0.00, Net: 0.94) **PID# 7880-1**

13. **Sauceda, Ruben: Acct# 19165**

Being a tract of 0.92 acres of land out of the SBL&WCO Subdivision on part of the southeast corner of Block 34. (Gross: 0.92, Out: 0.08, Net: 0.84) **PID# 19165-1**

14. **Gonzalez, Abraham & Issac: Acct# 492**

Being a tract of 0.35 acres of land out of the ABST16 – SBL&WCO Subdivision on Block 241. (Gross: 0.35, Out: 0.00, Net: 0.35) **PID# 7830-3**

15. **Escobedo, Albert: Acct# 30570**

Being a tract of 0.89 acres of land out of the Resaca View Estates Phase I on Lot 8, Block 2. (Gross: 0.89, Out: 0.12, Net: 0.77) **PID# 30570-1**

16. **Corona, Diana: Acct# 30581**

Being a tract of 0.96 acres of land out of the Resaca View Estates Phase I on Lot 2 on Block 2. (Gross: 0.96, Out: 0.05, Net: 0.91) **PID# 30581-1**

17. **Satterfield, David & Sonia: Acct# 30686**

Being a tract of 0.76 acres of land out of the Resaca Paloma Subdivision No. 2 on Lot 40 of Block 1. (Gross: 0.76, Out: 0.00, Net: 0.76) **PID# 30686-1**

18. **Longoria, Maria L.: Acct# 30727**

Being a tract of 0.80 acres of land out of the Resaca Paloma Subdivision No. 2 on Lot 31 of Block 1. (Gross: 0.80, Out: 0.00, Net: 0.80) **PID# 30727-1**

Manuel Montemayor requested the Board consider waiving the interest to flat rate account #497. A motion was made by Buck Rhyner, seconded by Brady Taubert, and upon unanimous vote, passed to deny Mr. Montemayor's request to waive interest to flat rate account #497. Motion carried.

Mr. and Mrs. Luis and Gloria Hernandez were present to request from the Board that the resaca along Rice Tract Road be filled. The Board informed the Hernandez's that the levels at Falcon and Amistad Reservoirs are still low, Mexico is in a deficit as per the terms of the 1944 Treaty, and the District is still under water restrictions which does not allow filling resacas and canals not being used for agriculture. No action was taken.

The Manager reported that a letter of resignation had been received from William Goad, the Board's Secretary, on August 10, 2023.

The Board discussed filling the position of Board Secretary. A motion was made by Brady Taubert, seconded by Lupe Argullin, and upon unanimous vote, passed to appoint Buck Rhyner as Board Secretary. Motion carried.

Assistant Manager, Craig Harmon, discussed the District's delinquent flat rate, which is currently at \$623,109, not including interest. After discussion regarding alternatives for collection, the Board instructed Assistant Manager, Craig Harmon, to further research collection options and come back at the next board meeting with a recommendation.

The Board discussed the District's water availability for 2023. No action was taken.

The Board entered into Executive Session at 9:48 a.m. pursuant to section 551.071 of the governmental code to discuss with attorney pending litigation and 551.074 to deliberate the appointment, employment, and duties of a joint Assistant General Manager of the Districts to succeed the current joint Manager upon her retirement: 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; ii) Employment of Assistant General Manager.

The Board returned to Open Session at 9:57 a.m. and took the following actions: 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: no action; ii) Employment of Assistant General Manager: A motion was made by Buck Rhyner, seconded by Brady Taubert, and upon unanimous vote, passed to hire Cameron County Drainage District #3's Assistant General Manager, Craig Harmon, as Cameron County Irrigation District #2's Assistant General Manager to succeed the current General Manager upon her retirement, at 50% reimbursement to Cameron County Drainage District #3. Motion carried.

A motion was made by Buck Rhyner, seconded by Brady Taubert, and upon unanimous vote, passed to name Craig Harmon as the District's Public Funds Investment Officer. Motion carried.

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>
21765	Autozone	\$437.27
21766	Benitez Diesel Repair	\$200.00

21767	Dropped Dead Pest Control	\$200.00
21768	Direct Energy	\$75.90
21769	Firestone/Bridgestone	\$340.14
21770	Goode Electric Co.	\$402.50
21771	Irrigation-Mart Inc.	\$651.13
21772	JR ITSoftware Solutions, LLC	\$1,789.92
21773	Pitney Bowes Global Financial Services, LLC	\$223.53
21774	R & A Truck Repair	\$40.00
21775	RGV Pumps & Equipment LLC	\$110.00
21776	San Benito News	\$30.00
21777	Silva's Transmissions	\$1,000.00
21778	Smartcom Telephone LLC	\$628.58
21779	TCEQ	\$831.63
21780	Texas Gas Service	\$1,720.99
21781	Texas Child Support	\$364.61
21782	Aflac	\$391.53
21783	A & A Copiers & Supplies	\$1,325.98
21784	Ambiotec Civil Engineer	\$2,800.00
21785	Cameron County Drainage District #3	\$15,000.00
21786	City of San Benito	\$200.37
21787	First Community Bank	\$530.02
21788	Romco Equipment	\$812.40
21789	Eduardo Rodriguez	\$5,500.00
21790	Texas Windstorm Insurance	\$37,221.00
21791	Texas Child Support	\$364.61
21792	AT&T Mobility	\$66.16
21793	Autozone	\$321.83
21794	American Heritage Life	\$290.99
21795	Alamo Iron Works	\$16.61
21796	BC/BS of Texas	\$15,643.20
21797	BSP, LLC	\$1,935.00
21798	Cameron County Drainage District #3	\$15,000.00
21799	Cameron County Clerk	\$350.00
21800	Dropped Dead Pest Control	\$150.00
21801	Dearborn Life Insurance Co.	\$147.90
21802	Dainamik Business Solutions	\$490.00
21803	Direct Energy	\$90.46
21804	Dossett Law Office	\$1,933.00
21805	Irrigation-Mart Inc.	\$1,234.50
21806	Harlingen Irrigation District	\$390.60
21807	Hollon Oil Co.	\$1,297.55
21808	Holt CAT	\$854.18
21809	Johnny's True Value	\$104.43
21810	Sonia Lambert	\$45.00
21811	Mendoza Air Condition	\$2,695.00
21812	NRG Business	\$7,397.14
21813	O'Reilly Automotive Inc.	\$3,302.20
21814	Orkin	\$225.99
21815	Powerplan	\$774.96
21816	Pro Billing & Funding Services	\$576.83
21817	Rio Hondo Lumber	\$111.59
21818	R & A Truck Repair	\$80.00

21819	Superior Alarms	\$150.00
21820	Sprint	\$339.24
21821	Smartcom Telephone LLC	\$634.64
21822	South Texas Bolts & Supply	\$239.57
21823	TWCA Risk Management Fund	\$1,754.00
21824	TWCA	\$1,779.00
21825	Texas Child Support	\$228.92
21826	Triple-S Steel	\$83.50
21827	Tejano Brick & Block	\$450.90
21828	Unifirst	\$776.25
21829	Verizon	\$541.93
21830	Waste Management of Texas	\$171.97

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

- a) August Maintenance Report – Includes 42 jobs performed by the crews for the month and \$3,180.24 billed for private work performed.
- b) August Machine Locations– 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; 2) General maintenance of plant and grounds; 3) Pumping for the month: Pump Station #1 – 7/29 – 12 p.m. Cert at 150 CFS, 8/7 – 12 p.m. Cert at 100 CFS through 3 p.m. increased to 150 CFS, 8/11 – 12 p.m. Cert reduced to 100 CFS, 8/14 – 12 p.m. Rate set at 150 CFS, 8/18 – 12 p.m. Rate reduced to 100 CFS through end of pumping period, 8/25 – 12 p.m. 0 CFS; Pump Station #2 – 7/31 – 1 p.m. Rate set at 12 CFS, 8/7 – 1 p.m. Rate set at 6 CFS, 8/8 – 1 p.m. Rate set at 6 CFS, 8/9 – 1 p.m. Rate set at 12 CFS; 4) Rainfall: 0.25"; 5) Acre feet diverted: 5992.1446; 6) Total No Charge Pumping: 99.1734; 7) Average TDS readings: 549 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 1.15 acre-feet per acre for the month of August 2023 and 1.71 acre feet per acre year-to-date.

Attorney's report:

- a) The water rights conveyance to East Rio Hondo Water Supply Corporation has been completed and filed of record.
- b) The water rights conveyance to Harlingen Water Works System has been completed and filed of record.

A motion was made by Brady Taubert, seconded by Buck Rhyner, and upon unanimous vote, passed to adjourn the meeting at 10:07 a.m. Next regular meeting is scheduled for Thursday, October 12, 2023 at 9:00 a.m.

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Sam Simmons, President

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Brady Taubert, Vice-President