

**MINUTES OF THE REGULAR MEETING OF
THE BOARD OF DIRECTORS OF
CAMERON COUNTY DRAINAGE DISTRICT NO. 5
January 23, 2024**

A meeting of the Board of Directors of Cameron County Drainage District No. 5 convened on January 23, 2024, at 9:30 p.m. at the office of the District pursuant to notice duly given as required by law. Present were Directors Steve Jennings, Jerome Wade, and Nicholas General Manager Rolando Vela, Assistant General Manager Veronica Larraga, District Engineer Jack L. Brown, District Attorney Buddy R. Dossett, and GIS Specialist Eloy Macias. Also in attendance were Alan Moore, and Ricky James Luthen. President Jennings called the meeting to order and presided.

Item 1 Pledge of Allegiance

Item 2 Minutes.

2.1 The Minutes of the December 12, 2023 meeting were presented and reviewed. The motion was made by Nicholas Consiglio and seconded by Jerome Wade that the Minutes of the December 12, 2023 meeting be approved. Following a discussion, the motion unanimously carried

2.2 The Minutes of the January 9, 2024 meeting were presented and reviewed. The motion was made by Nicholas Consiglio and seconded by Jerome Wade that the Minutes of the January 9, 2024 meeting be approved. Following a discussion, the motion unanimously carried

Item 3 Public Comment Period. No one appeared. No written comments were received.

Item 4 Subdivisions.

4.1 CALIBER COLLISION HARLINGEN (A SUBDIVISION OF 8.0107 ACRES BEING A REPLAT OF A PORTION OF BLOCK 11 STUART PLACE SUBDIVISION). Final plat presented. It was noted that there is no District drain in the subdivision. The motion was made by Nicholas Consiglio and seconded by Jerome Wade that this plat be approved. Following a discussion, the motion unanimously carried, and President Jennings signed the plat.

4.2 CAMERON CROSSING SUBDIVISION PHASE 6 REPLAT (BEING 3.073 ACRES OF LAND AND BEING A REPLAT OF CAMERON CROSSING SUBDIVISION PHASE 6. Final plat presented. . It was noted that there is no District drain in the subdivision. The motion was made by Nicholas Consiglio and seconded by Jerome Wade that this plat be approved. Following a discussion, the motion unanimously carried, and President Jennings signed the plat.

- 4.3 GOMEZ TRACT (ALL OF BLOCKS 146, 147, 148, 149, 150 AND 151, MCLEOD-HOOD PROPERTIES SUBDIVISION NUMBER 1). Final plat not presented. It was noted that there is no District drain in the subdivision. The motion was made by Jerome Wade and seconded by Nicholas Consiglio that this plat be given preliminary approval. Following a discussion, the motion unanimously carried
- 4.4 RE-PLAT OF ADAM'S COVE SUBDIVISION (5.49 ACRES OF LAND OUT OF BLOCK 26, BRIGGS & COLEMAN SUBDIVISION OF SECTION 49). Final plat not presented. It was noted that there is no District drain in the subdivision. This subdivision is south of Loop 499. The drain along the west side of this subdivision is owned and maintained by the City of Harlingen. The motion was made by Jerome Wade and seconded by Nicholas Consiglio that this plat be given preliminary approval. Following a discussion, the motion unanimously carried
- 4.5 LITTLE ROCK SUBDIVISION (9.95 ACRES OF LAND OUT OF BLOCK 54, DAVID & STEPHENSON SUBDIVISION). It was noted that there is no District drain in the subdivision. This subdivision is south of Loop 499. The drain along the west side of this subdivision is owned and maintained by the City of Harlingen. Final plat presented. The motion was made by Nicholas Consiglio and seconded by Jerome Wade that this plat be given preliminary approval. Following a discussion, the motion unanimously carried
- 4.6 RE-PLAT OF LOTS 1 & 2: COASTAL SUBDIVISION (2.81 ACRES OF LAND, COMPRISED OF LOTS 1 & 2, COASTAL SUBDIVISION). Final plat not presented. It was noted that there is no District drain in the subdivision. The motion was made by Nicholas Consiglio and seconded by Jerome Wade that this plat be given preliminary approval. Following a discussion, the motion unanimously carried

- Item 5 Dirt disposal policy – No action.
- Item 6 License Agreement—North Main Drain. The motion was made by Jerome Wade and seconded by Nicholas Consiglio to grant a license to Gigabit Fiber for a fiber optic cable crossing of the North Main Drain on the south side of Montezuma Road east of Breedlove Street and for Attorney Dossett to prepare the License Agreement. Following a discussion, the motion unanimously carried
- Item 7 North Main Drain Improvement Project in Harlingen Country Club. Mr. Ricky James Luthen, the owner of 708 Palm Valley Drive West in Palm Valley, advised that the North Main Drain bounds his property on the north and requested that the District construct a fence between his home and the North Main Drain. A discussion followed. The Board was of the opinion that consideration of the request should be deferred until the project is completed.

- Item 8 Combes Relief Drain Project. Manager Vela advised that one of the grant requirements is that the applicant, by official action, officially commit to pay the local match. The motion was made by Nicholas Consiglio, seconded by Jerome Wade that Cameron County Drainage District No. 5 shall pay the local match, being 10%, for the District's \$7.7 million grant application submitted to the Texas Water Development Board for this project, and that the signing of the forms and documents necessary to formalize this commit be authorized. Following a discussion, the motion unanimously carried
- Item 9 Public Relations. Manager Vela recommended that the keep the taxpayers and public informed about District projects and accomplishments by publishing newsworthy articles and notices in the Rio Grande Guardian, The cost is \$3,000 per year. The motion was made by Nicholas Consiglio and seconded by Jerome Wade to advertise in Rio Grande Guardian for one year at a cost of \$3,000. Following a discussion, the motion unanimously carried.
- Item 10 Meetings. Due to conflict with the next hearing in the Harlingen Country Club vs. City of Palm Valley lawsuit and the need to timely submit the District's audit to TCEQ, Manager Vela recommended that the next Board meeting be held on February 6, instead of February 13. The motion was made by Jerome Wade, seconded by Nicholas Consiglio and passed, to move the next board meeting from February 13 to February 6, 2024. Following a discussion, the motion unanimously carried.
- Item 11 Reports.
- 9.1 Manager
- i) Combes Relief Drain Project west of Expressway 77.I-69. Preparation of plans by the District's Engineer is in progress..
 - ii) Grand Opening of New Office. The Grand Opening is scheduled for February 15, 2024 at 5:30 p.m.
 - iii) Request for Proposals for Grant Management Services Contract—Texas Division of Emergency Management (TDEM) Grant for the BUS 77 and UPRR drainage improvements. The grants will only pay for Management Services if done by a third party, not the District. The District is in the process of soliciting bids for a third party to provide the management services.
 - v) District Depository. Not ready to present proposals.
- 9.2 Engineer – Engineer Brown was not present
- 9.3 Attorney
- i) 2024 Special Purpose Districts Report will be filed after the audit for the Fiscal Year ended September 30, 2022 has been approved by the Board.
 - ii) If the agenda is continuously posted on the Website for the required 72 hours, the agenda posted at the office must only be accessible by the public during business hours. Accordingly, a bulletin board does not have to be attached to the exterior of building housing the District Office.

Item 12 Payment of Accounts, Wages, and Director's Services. The motion was made by Jerome Wade and seconded by Nicholas that these checks be issued:

CONSTRUCTION & MAINTENANCE FUND

Ck No. 7188	Rolando Vela	\$	3,587.32
Ck No. 7189	Veronica Larraga		2,153.73
Ck No. 7190	Eloy S. Macias, Jr.		1,900.35
Ck No. 7191	BCBSTX		5,677.44
Ck No. 7192	Dearborn Life Insurance Company		14.20
Ck No. 7193	WM Corporate Service, Inc.		2,400.01
Ck No. 7194	Rolando Vela		200.00
Ck No. 7195	Rolando Vela		612.14
Ck No. 7196	Charter Communications		107.32
Ck No. 7197	City of Palm Valley		45,000.00
TCDRS (ACH Debit)			3,424.82
Electronic Federal Tax Payment System			<u>5,348.70</u>
TOTAL CONSTRUCTION & MAINTENANCE FUND			<u>\$ 70,426.03</u>

Following a discussion, the motion unanimously carried

Item 13 Executive Session. None.

Item 14 Action on items in Executive Session. None.

Item 15 Adjournment. There being no further business, the meeting was adjourned at 11:22 a.m.

Steve Jennings, President

ATTEST:

Jerome Wade, Secretary