

**MINUTES OF THE REGULAR MEETING OF  
THE BOARD OF DIRECTORS OF  
CAMERON COUNTY DRAINAGE DISTRICT NO. 5  
January 28, 2020**

The meeting was convened at 9:30 A.M. on January 28, 2020, at 221 East Filmore, Harlingen, Texas in accordance with the notice filed with the Cameron County Clerk and posted at the offices of the District at 221 East Filmore, Harlingen, Texas.

Present at the meeting were Directors John L. McCarty and Jerome Wade. Others in attendance were District Engineer Jack L. Brown, Attorney Buddy R. Dossett, Manager Alan Moore, and Veronica Larraga. Also in attendance was Gus Ruiz, Cameron County Commissioner, Precinct 4; Mike Vasquez and Josh Gonzalez also with Commissioner Ruiz's office.

- Item 1 Pledge of Allegiance
- Item 2 After discussion, motion was made by Jerome Wade, seconded by John L. McCarty and passed that the **Minutes of the Regular Meeting of January 14, 2020**, be approved.
- Item 3 No one was present to discuss items not on the agenda.
- Item 4 After discussion, the following action was taken on subdivision plats:  
  
No subdivision plats were presented.
- Item 5 Blocks 8 & 9 of David & Stephenson Subdivision of the Town of Combes – Manager Moore met with Town of Combes representatives and they want the Drainage District to convey property to their name. Manager Moore wants to retain flood easements. We will make decision when we have final plans.
- Item 6 Motion was made by John L. McCarty, seconded by Jerome Wade and passed, to approve Quarterly Investment Report
- Item 7 Motion was made by Jerome Wade, seconded by John L. McCarty and passed, to approve the District Three Months Financial Statements ending December 31, 2019.

Item 8 RESOLUTION AND ELECTION ORDER

**WHEREAS**, in accordance with the Texas Water Code and the Texas Election Code, Cameron County Drainage District No. 5 shall hold an election on the first Saturday in May of even-numbered years, at which time the required number of Directors shall be elected to fill the vacancies then occurring on the Board of Directors as provided by law;

**WHEREAS**, such an election is necessary and should be held on May 2, 2020, in order that one (1) Director may be elected to membership on the Board of Directors of Cameron County Drainage District No. 5 to fill the place of one (1) Director now serving whose term of office will expire on May 12, 2020;

**WHEREAS**, it is hereby determined and found that in accordance with standing order of this Board, written notice of the date, place, and subject of this meeting, including consideration of

the setting of said election, was posted at the District's Office at a place convenient to the public, and said notice was furnished to the County Clerk and posted by the County Clerk at the County Courthouse for the period of time and manner as is required by law;

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED** by the Board of Directors of Cameron County Drainage District No. 5 that:

1. A regular election for the election of one (1) Director to serve for a term of four (4) years beginning May 12, 2020:

**Place 3**

be and it is hereby called and ordered to be held in and for this District, in the manner prescribed by law, on the first Saturday of May, 2020, the same being May 2, 2020.

2. Said election be conducted during the hours of seven o'clock (7:00) a.m. to seven o'clock (7:00) p.m. at the office of the District at 221 E. Filmore, Harlingen, Texas, a place within the District and a place which the Board, after considering the requirements of Texas Election Code § 43.031, finds to be a proper place for conducting the election.
3. For the purpose of said election, all the area included within the boundaries of this District shall constitute one (1) election precinct.
4. Said election be held at the aforesaid voting place with the use of paper ballots.
5. The election shall be conducted by the following hereby designated and qualified

officers: Presiding Judge: Richard Bigelow  
1607 Preston Trail  
Harlingen, Texas

Alternate Presiding Judge: Heather Marie Stock  
16882 Nacahuitta Lane  
Harlingen, Texas

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.

6. The presiding judge is authorized to appoint two (2) election clerks.
7. 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.
8. Early voting shall be held as provided by law and shall be conducted by the following hereby designated and qualified officers:

Clerk: Veronica Larraga  
21731 South Pomelo  
Road Santa Rosa, Texas  
78593

Deputy Clerk: Guadalupe Saldivar  
15222 Price Lane  
Harlingen, Texas 78552

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 eight (8) hours on each day of the early voting period, which shall begin on April 20, 2020, and continue through April 29, 2020, on each day that is not a Saturday, Sunday, or official State holiday. The mailing address of the Clerk to which ballot applications and ballots voted by mail may be sent is:

Early Voting Clerk  
221 East Filmore  
Harlingen, Texas 78550

A completed, scanned application for a ballot by mail containing an original signature shall be transmitted to: [vrubio@hidcc1.org](mailto:vrubio@hidcc1.org). Applications for ballots by mail must be received no later than April 20, 2020.

9. Any candidates may file an application with the Secretary of the Board to have his or her name printed on the election ballot, such application must be signed by the candidate or by at least ten (10) qualified electors of this District and must be filed no later than five o'clock (5:00) p.m. on February 14, 2020, as required by law.
10. All said applications shall be substantially in the form prescribed by the Secretary of State, (form AWS-20- 7).
11. 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.
12. Notice be given of this election by a method as prescribed by Section 4.003(1)(B) of the Texas Election Code.
13. A Writ of Election shall be delivered as prescribed by Section 4.007, Texas Election Code to the Presiding Judge no later than March 5, 2020.
14. 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.
15. 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.

**PASSED, APPROVED, AND ADOPTED** this 28<sup>th</sup> day of January, 2020.

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John L. McCarty, President, Board of Directors,  
Cameron County Drainage District No. 5

**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 Drainage District No. 5, as the same was and appears of record on the official minutes of the regular meeting of said Board held on January 28, 2020.

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Jerome Wade, Secretary, Board of Directors  
Cameron County Drainage District No. 5

Item 9 Motion was made by Jerome Wade, seconded by John L. McCarty and passed, to pay the following claims:

CONSTRUCTION & MAINTENANCE FUND

Ck No. 6093 Alan Moore	\$ 6,673.11
Ck No. 6094 Veronica Larraga	1,565.61
Ck No. 6095 BCBSTX	843.56
Ck No. 6096 Ancillary Billing Department	14.20
TCDRS (ACD Debit)	1,991.99
Electronic Federal Tax Payment System	3,176.69
TOTAL CONSTRUCTION & MAINTENANCE FUND	<u>\$ 14,265.16</u>

Item 10 District Engineer's Report:  
(A) North Main Drain Channel Lining – Engineer Brown reported that Mor-Wil submitted requests for rain delays. Engineer Brown asked for additional documentation.

Item 11 District Attorney's Report:  
(A) Southern Breeze Donation – Attorney Dossett has been working on transaction.  
(B) Charles Shofner – Attorney Dossett is waiting on survey.

Item 12 General Manager's Report:  
(A) UPRR Status (Culvert Crossings Murphy and Southfork) – Work should begin within the next couple of weeks.  
(B) City of Harlingen Beckham Road Upgrade – We are moving pipe to Beckham Road.

Item 13 There were no non-action items discussed.

There being no further business, the meeting was adjourned at 10:51 a.m. on January 28, 2020.

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Jerome Wade, Secretary

ATTEST:

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John L. McCarty, President