

**Hidalgo County Water Improvement District Number Three
Board of Directors' Meeting
July 20, 2022**

Call to Order:

President Othal Brand, Jr. called regular meeting to order at the District Office located at 1325 Pecan Blvd, McAllen, Texas 78504. The meeting began by reciting the pledge of allegiance. President Othal Brand, Jr. gave the prayer invocation.

Board Members Present:

Othal Brand, Jr.	President
Mark Freeland	Secretary
W.D. Moschel	Director

Absent:

Chris Burns	Vice-President
Lance Neuhaus	Directors

Others Attending:

Randy Whittington	Attorney
Jim Hall	Ewing & Lara
Frank Ferris	Ferris & Flinn & Medina
Raquel Espinoza	
Tomas De Leon	
Jose R. De Leon	
Monique Farias	Newkirk & Newkirk

Consideration and possible action regarding the approval of the Minutes for the Regular Board Meeting on June 15, 2022.

A Motion was made by Mark Freeland and seconded by W.D. Moschel to approve the Minutes for the regular Board Meeting on June 15, 2022 subject a correction to remove the phrase "due to safety issue" and to replace it with the phrase "to decline the acceptance of any of the bids presented and to authorize Engineer Frank Ferris to address safety issues in the bids prior to moving forward with any bid award".

Motion Carried.

Consideration and possible action regarding the approval of the financial reports and Account payable checks.

A Motion was made by Mark Freeland and seconded by Othal Brand, Jr. to approve the financial reports and the account payable checks.

Motion Carried

Wednesday, July 20, 2022 at 12:00 p.m.

General Report by President

No General Report by President was presented.

Engineering Report

Engineer Frank Ferris reported the usable balance at the beginning of July was 3,794 acre feet, 44% of the annual water right, and 31 % of the Storage Balance. The US share has fallen to 29.9% as of June 4. The District pumped over 2,300 acre feet for the May period.

Engineer Frank Ferris met with the City of McAllen Airport, their Contractor, Subcontractor, bypass pump supplier and MPUB staff regarding section of canal to be placed into pipeline on July 6. Reviewed bypass pump location and requirements. Pump rental Engineers from United Rental Blue Solution were on site. Inspected Hobas Pipe that has been delivered to the site.

Consideration and possible action regarding the renewal of the Health Insurance coverage for District Employees.

Monique Farias of Newkirk & Newkirk presented the alternative proposals for employee health insurance and concluded with a recommendation to renew coverage with TML. A Motion was made by Mark Freeland and seconded by W.D. Moschel to approve the renewal of the Health Insurance Coverage and to stay with the best coverage –TML, a slight increase from a monthly \$548.96 to a monthly \$583.20.

Motion Carried.

Consideration and possible action regarding the approval of the McAllen Temple Subdivision, City of McAllen, Hidalgo County, Texas.

No Action taken.

The applicant must provide all requested documents to the District for transmittal to Attorney Macarena Ortiz.

Consideration and possible approval of a license to the McAllen Public Utility for a 12" waterline crossing of the main canal at Kendlewood Avenue.

A Motion was made by Mark Freeland and seconded by W.D. Moschel to approve the License to the McAllen Public Utility for a 12" waterline crossing of the main canal at Kendlewood Avenue, City of McAllen, Hidalgo County, Texas.

Motion Carried.

Consideration and possible approval of a license to the McAllen Public Utility for a 12" waterline crossing of the main canal at Hackberry Avenue, City of McAllen, Hidalgo County, Texas.

A Motion was made by Mark Freeland and seconded by W.D. Moschel to approve the License to the McAllen Public Utility for a 12" waterline crossing of the main canal at Hackberry Avenue.

Motion Carried.

Consideration and possible action regarding the approval of a right-of-way exchange with the City of McAllen at Lateral N-1 and the District's 200 foot Main Canal just north of Harvey Bridge, City of McAllen, Hidalgo County, Texas.

A Motion was made by Mark Freeland and seconded by W.D. Moschel to approve the right-of-way exchange with the City of McAllen at Lateral N-1 and the District's 200 foot Main Canal just north of Harvey Bridge, subject to review and approval of final documents by Engineer Frank Ferris, and Attorney Macarena Ortiz. No final conveyance shall be made until all documents are executed and the drawings are approved by President Othal Brand Jr., and Engineer Frank Ferris.

Motion Carried.

Consideration and possible action regarding the adoption of a Water Allocation Program.

A Motion was made by W.D. Moschel and seconded by Mark Freeland to table this item for the next special board meeting on Tuesday, July 26, 2022 at 12:00 p.m.

Item Tabled.

Consideration and possible action regarding the activation of the Water Allocation Program.

A Motion was made by W.D. Moschel and seconded by Mark Freeland to table this item for next special board meeting on Tuesday, July 26, 2022 at 12:00 p.m.

Item Tabled.

Executive Session pursuant to Sections 551.071 and 551.072, Texas Government Code, to consult with Attorney and to deliberate regarding (i) pending eminent domain proceeding in cause no. CCD-0517-D styled "Hidalgo County Water Improvement District No. 3 vs Hidalgo County Irrigation District No. 1" or the acquisition of an easement interest in real property from Hidalgo County Irrigation District No. 1." (ii) petition for review in Supreme Court of Texas relating to order granting plea to jurisdiction in Cause No. CCD0517-D, (iii) Cause No. C-0937-20-A styled "Hidalgo County Irrigation District No. 1 vs. City of McAllen vs. Hidalgo Improvement District No. 3"(iv) McAllen Public Utility petition filed with the Public Utility Commission of Texas appealing wholesale water rates of Hidalgo County Water Improvement District No. 3, and (v) Cause No. 1601-22-1 styled "McAllen Public Utility vs. Hidalgo County Water Improvement District No. 3".

EXECUTIVE SESSION PURSUANT TO ARTICLE 551.071 AND 551.072, TEXAS GOVERNMENT CODE.

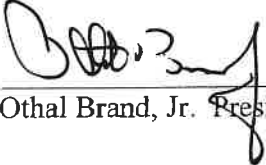
The Board went into executive session from 2:25 p.m. to 2:42 p.m.

No Action Taken.

Adjourn

A Motion was made by W.D. Moschel and seconded by Mark Freeland to adjourn the Board Meeting at 2:42 p.m.

Motion Carried.



Othal Brand, Jr. President



Mark Freeland, Secretary