

# HIDALGO COUNTY CONSOLIDATED WATER CONTROL AND IMPROVEMENT DISTRICT

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## MEETING OF THE JOINT BOARD OF DIRECTORS OF THE HIDALGO COUNTY CONSOLIDATED WATER CONTROL AND IMPROVEMENT DISTRICT

\*\*\*\*\*AGENDA\*\*\*\*\*

**TAKE NOTICE THAT THE JOINT BOARD OF DIRECTORS OF THE HIDALGO COUNTY CONSOLIDATED WATER CONTROL AND IMPROVEMENT DISTRICT HAVING BEEN CONSOLIDATED BASED ON THE RESULTS OF AN ELECTION HELD IN ACCORDANCE WITH SECTION 51.732 *et seq.*, TEXAS WATER CODE), SAID JOINT BOARD OF DIRECTORS CONSISTING OF THE DIRECTORS OF THE FORMER HIDALGO COUNTY WATER IMPROVEMENT DISTRICT NO. 3 (“HCWID#3”) AND THE FORMER SANTA CRUZ WATER CONTROL AND IMPROVEMENT DISTRICT NO. 15 (“SCWCID#15”) AND ACTING AS A JOINT BOARD OF HIDALGO COUNTY CONSOLIDATED WATER CONTROL AND IMPROVEMENT DISTRICT (“CONSOLIDATED DISTRICT”) PURSUANT TO THE TERMS OF A *CONSOLIDATION AGREEMENT*, DATED JULY 17, 2024, WILL HOLD A MEETING OF SAID JOINT BOARD AT THE MAIN OFFICE OF THE CONSOLIDATED DISTRICT AT 1325 PECAN BLVD, MCALLEN, TEXAS, 78501 AT 12 O’CLOCK NOON ON WEDNESDAY, FEBRUARY 26, 2025. THIS AGENDA AND WRITTEN NOTICE IS POSTED IN ACCORDANCE WITH THE APPLICABLE PROVISIONS OF CHAPTER 551, *TEXAS GOVERNMENT CODE*, INCLUDING THE ACCESSIBILITY REQUIREMENTS OF SECTION 551.043, *TEXAS GOVERNMENT CODE*. IF, DURING THE COURSE OF THE MEETING, THE JOINT BOARD DETERMINES THAT A CLOSED MEETING SHOULD BE CONVENED REGARDING AN ITEM ON THE AGENDA AND THAT SUCH CLOSED MEETING IS AUTHORIZED BY AN APPLICABLE PROVISION OF CHAPTER 551, *TEXAS GOVERNMENT CODE*, INCLUDING BUT NOT LIMITED TO EITHER SECTION 551.071 OR SECTION 551.072, *TEXAS GOVERNMENT CODE*, THE PRESIDENT OR OTHER PRESIDING OFFICER SHALL ANNOUNCE THE CONVENING OF THE CLOSED SESSION, INCLUDING THE TIME AND SUBJECT OF THE CLOSED SESSION AND THE STATUTE UNDER WHICH THE CLOSED SESSION IS PERMITTED, AND, UPON CONCLUSION OF SUCH CLOSED SESSION, THE PRESIDENT OR OTHER PRESIDING OFFICER SHALL ANNOUNCE THE TIME OF RECONVENING IN OPEN SESSION.**

### Call to Order:

Pledge of Allegiance

Prayer

1. Consideration and possible action to approve the minutes of the January 22, 2024 Meeting of the Joint Board of Directors for the Consolidated District.
2. Consideration and possible action to approve the minutes of the January 31, 2024 Meeting of the Joint Board of Directors for the Consolidated District
3. Consideration and possible action to approve the minutes of the February 11, 2024 Meeting of the Joint Board of Directors for the Consolidated District.
4. Presentation by Eclipse Consulting for financial and water accounting software.
5. Consideration and possible action regarding approval of engagement agreement with Ron Lewis & Associates, LLC to provide legislative consultation services to the Consolidated District.
6. Engineer’s Report
  - a. Report on District allocation in the Falcon & Amistad Reservoir System.
  - b. Report on HCRMA Project.
  - c. Report on City of McAllen South 10<sup>th</sup> Street Drainage Improvements.
7. Consideration and possible action to approve the following subdivisions:
  - a. Maria Rivera Subdivision
  - b. Gwin Ranches Subdivision
  - c. West Palm Subdivision
  - d. Eduardo’s 29 Subdivision
  - e. Ranchettes at McColl Subdivision
  - f. El Rancho Escondido Subdivision
8. Consideration and possible action to declare 2.94 acres of Lateral “F” Canal across Lots 3, 5 & 6, Section 4, Hidalgo Canal Company Subdivision as surplus
9. Consideration and possible action to accept the construction of a new pipeline and a dedication of a 2.29 acre easement across Lots 3, 4, 5 & 6, Section 4, Hidalgo Canal Company Subdivision in exchange for a

deed without warranty for a 2.94 acre tract out of Lateral “F” Canal across Lots 3, 5 & 6, Section 4, Hidalgo Canal Company Subdivision.

10. Consideration and possible action to pipe Lateral “B” Canal across 12.903 acres out of Lot 11, 12, Section 3, Hidalgo Canal Company Subdivision.
11. Consideration and possible action to adopt a resolution in support of the Hidalgo County Drainage District No. 1, North Main Drain Project funded by the Texas Water Development Board, Flood Infrastructure Fund.
12. Consideration and possible action regarding approval of engagement agreement with Glenn Jarvis to provide legal services to the Consolidated District.
13. Consideration and possible action regarding acceptance of *Certificate of Unopposed Candidates* and adoption of *Order of Election Cancellation* regarding cancellation of director election previously called and ordered to be held on Saturday, May 3, 2025, pursuant to *Consolidation Agreement*, dated July 17, 2024, between Hidalgo County Water Improvement District No. 3 and Santa Cruz Water Control and Improvement District No. 15.
14. Consideration and possible action on the sale of property on a 7.09 acres surplus contract offer on Lot 39, Block 3, C.E. Hammond Subdivision, Hidalgo County, Texas
15. Executive Session pursuant to Sections 551.071(1) and 551.072(2), *Texas Government Code*, to consult with attorneys for the former HCWID#3 and SCWCID#15 and the Consolidated District regarding matters, including each of those matters described below, in which the duty of the attorney for the District under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Government Code and to seek the advice of the attorney for the District regarding:
  - (a) 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”;
  - (b) legal issues relating to *Interlocal Cooperation Agreement* between District and City of McAllen regarding extension of Bicentennial Boulevard irrigation pipeline and City of McAllen claim for draft on Texas Regional Bank letter of credit;
  - (c) pending lawsuit in Cause No. C-0937-20-A styled “Hidalgo County Irrigation District No. 1 vs. City of McAllen vs. Hidalgo County Water Improvement District No. 3”;
  - (d) pending McAllen Public Utility petitions filed with the Public Utility Commission of Texas and Texas Commission on Environmental Quality appealing wholesale water rates of Hidalgo County Water Imp. District No. 3;
  - (e) contemplated litigation relating to default by City of McAllen with respect to payment obligations pursuant to *Permanent Water Supply and Delivery Contract*, as amended, between Hidalgo County Water Improvement District No. 3 and City of McAllen;
  - (f) contemplated litigation relating to condemnation of hike and bike trail property by City of McAllen; and
  - (g) pending or potential or contemplated litigation by or against SCWCID#15 or its predecessor, Santa Cruz Irrigation District No. 15.
  - (h) demand letter sent to Leonard C. Brechler in reference to damages caused to Pipeline owned Hidalgo County Consolidated Water Control and Improvement District –Santa Cruz Gardens UT No. 2, E 12’-Lot 2, All Lots 3& 4 W60’ Lot 5 EXC 1.0 ac IMPS Lot 3 Blk 21 21.40 AC GR 20.94AC NET
16. Adjourn.

