

HARLINGEN IRRIGATION DISTRICT

P.O. Box 148 - Harlingen, Texas 78551

956-423-7015

FAX # 956-423-4671

January 22, 2020

The Board of Directors of the Harlingen Irrigation District met for a regular meeting at 9:00 a.m., with the following members present:

Harvey Adams
Rick Guerrero
Leonard Simmons
Sam Morrow
Levi Burns
Tom McLemore, General Manager
Alan Ozuna, District Attorney

Harvey Adams conducted the meeting.

The minutes of the HID Board meeting of January 8, 2020 were reviewed. A motion was made by Leonard Simmons and seconded by Sam Morrow to approve the minutes. The motion passed.

A motion was made by Leonard Simmons and seconded by Sam Morrow to pay the following accounts:

The motion passed.

Review submitted subdivision plats for comments and Board action.

Coastal Subdivision – 5.514 ac of land being 5.051 ac out of Lot two (2) and 0.463 acre out of Lot three (3), Blk sixteen (16), Thompson Subdivision, CC, Tx., rec. in VI-8, pg-84, map records of CC, Tx. – Motion was made by Leonard Simmons and seconded by Sam Morrow to approve the subdivision. The motion passed.

Kilbourn Estates - 0.57 acre of land being Lot 7, Cielo Lindo Subd., C.C. Tx., according to the map or plat thereof recorded in Cabinet 1, page 1477-B, map records of C.C., Tx. – Motion was made by Leonard Simmons and seconded by Sam Morrow to approve the subdivision. The motion passed.

Oak Estates - A 15.18 Acre tract of land more or less out of Block 95 Lon C. Hill Subdivision Volume 2 Page 25 Map Records of Cameron County Texas. Motion was made by Leonard Simmons and seconded by Sam Morrow to approve the subdivision. The motion passed.

A motion to enter an executive session to discuss a legal issue associated with Industrial Estates subdivision was made by Sam Morrow and seconded by Leonard Simmons. The motion passed.

Industrial Estates - 20.53 acres of land out of Lot 1, Bk 1, Funk Seed Subd., C.C., Tx., as recorded in Cab. 1, pg-241-A, map records of C.C., Tx. – A motion was made by Sam Morrow and seconded by Rick Guerrero to approve the subdivision subject to the purchase of the 50 foot road ROW located on the East side of the property and known as Bo Youker Road. The plat to be resubmitted at the next board meeting along with an offer for purchase of the ROW. The motion passed.

New Business:

Consider and take possible action on Certificate of Resolution and Order Setting Hearing for Exclusions.

A motion was made by Sam Morrow and seconded by Levi Burns to Order a Hearing to be held at the Offices of Harlingen Irrigation at 301 East Pierce Harlingen, TX 78550 (956-423-7015) commencing at 9 o'clock a.m. on February 12, 2020 to determine whether certain urban property currently located within the boundaries of the District should be excluded from the District's boundaries. The motion passed.

NOTICE OF HEARING

**STATE OF TEXAS
COUNTY OF CAMERON**

To: **ALL OWNERS OF LAND WITHIN AND ALL TAXPAYERS OF HARLINGEN IRRIGATION DISTRICT CAMERON COUNTY NO.1**

PLEASE TAKE NOTICE that the Board of Directors of HARLINGEN IRRIGATION DISTRICT CAMERON COUNTY NO.1, at its Regular Meeting of January 22, 2020, Ordered that a Hearing will be held at the Offices of said District at 301 East Pierce Harlingen, TX 78550 (956-423-7015) commencing at 9 o'clock a.m. on February 12, 2020 to determine whether certain urban property currently located within the boundaries of the District should be excluded from the District's boundaries. A more detailed description of the properties proposed for exclusion from the District's boundaries can be viewed at the Offices of the District. Any and all landowners and assessment payers of the District shall have a right to appear and be heard at said Hearing and to offer evidence for or against the exclusion of said urban property, or any part or parts thereof, or on any questions pertinent to the exclusion of such property from the boundaries of the District.

This notice dated this 22nd Day of January 2020.

HARLINGEN IRRIGATION DISTRICT CAMERON COUNTY NO.1

**BY: _____
TOM MCLEMORE
GENERAL MANAGER**

Consider and take possible action on Request for Right of Entry from Army Corps of Engineers.

A request for right of entry by the Army Corps of Engineers to perform a survey for the potential construction of a border fence was presented for review and approval. A motion was made by Leonard Simmons and seconded by Sam Morrow to approve the right of entry request. The motion passed.

**Border Infrastructure Project(s) DACW63-9-19-
U.S. CUSTOMS AND BORDER PROTECTION DEPARTMENT OF**

HOMELAND SECURITY

Right-of-Entry For Survey and Site Assessment

The undersigned, hereinafter called the "Owner", hereby grants to the United States of America, hereinafter called the "Government", a temporary right-of-entry upon Owner's property described below, hereinafter called the "Property." This right-of-entry is granted upon the following terms and conditions:

- 1. The Government's officers, employees, agents, and contractors shall have the right to enter upon the Property for the purpose of conducting environmental assessments and property surveys, including the right to temporarily store, move and remove necessary equipment and supplies; survey, stake out, appraise, bore and take soil and/or water samples, and perform any other such work which may be necessary and incidental to the Government's assessment of the Property for Border Infrastructure Projects in the Rio Grande Valley Sector area of responsibility.*

2. *This right-of-entry is irrevocable for a period of Eighteen **(18)** months from the date of this instrument.*
3. *The rights granted herein include the right of ingress and egress on other lands of the Owner not described below, provided such ingress and egress is necessary to access the Property and is not otherwise conveniently available to the Government.*
4. *All tools, equipment, and other property taken upon or placed upon the land by the Government shall remain the property of the Government and may be removed by the Government at any time within a reasonable period after the expiration of this right-of-entry.*
5. *If any action of the Government's officers, employees, agents, or contractors in the exercise of this right-of-entry results in damage to real property, an administrative claim can be made using a Standard Form (SF) 95 (Claim for Injury, Damage, or Death). The SF 95 must include supporting documentation and state a claim for monetary damages in a sum certain amount for any alleged loss or damage of property, and must be filed within two years after the claim accrues. Please submit the SF 95 and supporting documentation to the CBP Port of Entry or United States Border Patrol station nearest to where the alleged damages occurred.*
6. *The Property that is subject to this right-of-entry is located in the State of Texas, County of Cameron, and is shown on the attached Exhibit Map.*
7. *I affirm that I have the authority to grant this right-of-entry onto the Property described above.*

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Border Infrastructure Project(s) DACW63-9-19
 THE UNITED STATES OF AMERICA
 By:Loren Flossman Wall Program Portfolio Manager

Consider and take possible action on permit for canal crossing – Roy Sanchez.
 A motion to table was made by Sam Morrow and seconded by Leonard Simmons. The motion passed.

Consider and take possible action on letter from Brown, Leal and Associates concerning discharge into Cantu Lateral Drain.

A motion was made by Sam Morrow and seconded by Leonard Simmons to defer any and all drainage requirements associated with the Cantu Lateral to the City of Harlingen. The motion passed.

Consider and take possible action on rule regarding out of district properties.

A motion was made by Sam Morrow and seconded by Levi Burns to require all out of district properties in the Adams Gardens region to provide water and complete the transfer of said water to the Harlingen Irrigation District irrigation accounts prior to the delivery of irrigation water to the property. The motion passed.

Consideration and take possible action on necessary items regarding 2020 election.

A motion was made Sam Morrow and seconded by Levi Burns to call for an election of three board members. The motion passed.

The manager presented the operational report for Harlingen Irrigation Districts.

The manager presented the water accounting report.

Being no further business the meeting adjourned at 10:55 am.

Attest:

 Harvey Adams - President

 Jose Ricardo Guerrero – Secretary