

# HARLINGEN IRRIGATION DISTRICT

P.O. Box 148 - Harlingen, Texas 78551  
956-423-7015  
FAX # 956-423-4671

July 14, 2021

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  
Leonard Simmons  
Sam Morrow  
Rick Guerrero  
Tom McLemore, General Manager  
Alan Ozuna, District Attorney  
Wayne Halbert, Consultant

Harvey Adams conducted the meeting.

The minutes of the HID Board meeting of June 16, 2021 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 Sam Morrow and seconded by Rick Guerrero to pay the following accounts:

06/16/2021	24031	UVXC LLC	243.57
06/16/2021	24032	Hugh M Keating.	43.21
06/17/2021	DD	OFFICE OF THE ATTORNEY GENERAL	58.38
06/17/2021	DD	OFFICE OF THE ATTORNEY GENERAL	34.62
06/17/2021	E-pay	FIRST COMMUNITY BANK	6,970.88
06/17/2021	DD	OFFICE OF THE ATTORNEY GENERAL	63.00
06/17/2021	DD	OFFICE OF THE ATTORNEY GENERAL	4.62
06/21/2021	ACH	DIRECT ENERGY BUSINESS - DALLAS	4,107.30
06/21/2021	24033	ATMAX Equipment Co.	5,300.00
06/22/2021	ACH	TEXAS GAS SERVICE	833.33
06/22/2021	24060	FRESNO VALVES & CASTING INC.	184.20
06/22/2021	24061	Boswell Elliff	40.49
06/22/2021	24062	GRAINGER	248.60
06/22/2021	24063	LEWIS ELECTRIC MOTORS INC.	17,971.99
06/23/2021	24034	Santillan, Rene	400.00
06/24/2021	DD	OFFICE OF THE ATTORNEY GENERAL	58.38
06/24/2021	DD	OFFICE OF THE ATTORNEY GENERAL	34.62
06/24/2021	E-pay	FIRST COMMUNITY BANK	6,789.62
06/24/2021	DD	OFFICE OF THE ATTORNEY GENERAL	63.00
06/24/2021	DD	OFFICE OF THE ATTORNEY GENERAL	4.62
06/24/2021	24035	Santillan, Rene	400.00
06/24/2021	24036	Pederson Construction	123.88
06/25/2021	E-pay	FIRST COMMUNITY BANK	61.20
06/25/2021	ACH	DIRECT ENERGY BUSINESS - DALLAS	536.82
06/28/2021	ACH	MAGIC VALLEY ELECTRIC CO-OP	2,776.21
06/28/2021	24037	Amazon.com	2,182.82
06/28/2021	24038	Alan T Ozuna	2,675.00

06/28/2021	24039	ARCHER BUSINESS SYSTEMS INC.	45.00
06/28/2021	24040	AT&T MOBILITY	38.51
06/28/2021	24041	BLUE CROSS BLUE SHIELD OF TEXAS	22,728.08
06/28/2021	24042	BROTHERS EQUIPMENT PARTS, INC	11,480.85
06/28/2021	24043	DEARBORN NATIONAL LIFE INS CO EXPRESS EMPLOYMENT PROFESSIONAL	290.12
06/28/2021	24044		4,555.20
06/28/2021	24045	FEDEX	27.09
06/28/2021	24046	FUSION	147.48
06/28/2021	24047	GATEWAY	151.32
06/28/2021	24048	GOODE ELECTRIC CO.	389.95
06/28/2021	24049	HARLINGEN WATERWORKS SYSTEM	106.78
06/28/2021	24050	Innovative Block	2,637.95
06/28/2021	24051	L&G Concrete Equipment LTD	11,575.00
06/28/2021	24052	OFFICE DEPOT CREDIT PLAN	125.02
06/28/2021	24053	OIL PATCH FUEL & SUPPLY INC.	555.65
06/28/2021	24054	PRAXAIR DISTRIBUTION, INC	179.68
06/28/2021	24055	Press -Seal Corporation	
06/28/2021	24056	QUICK COMPUTE, INC.	11,266.75
06/28/2021	24057	SEIVER IMPLEMENT CO.	26.92
06/28/2021	24058	SOUTH TEXAS BOLT & SUPPLY	13.67
06/28/2021	24059	T & W Tire	40.00
06/29/2021	24064	Petty Cash	25.00
06/29/2021	24065	TWCA RISK MANAGEMENT FUND	56,510.00
06/29/2021	24066	WATERMAN INDUSTRIES, INC.	12,505.64
06/30/2021	24067	ELOY MACIAS.	77.95
07/01/2021	DD	OFFICE OF THE ATTORNEY GENERAL	58.38
07/01/2021	DD	OFFICE OF THE ATTORNEY GENERAL	34.62
07/01/2021	E-pay	FIRST COMMUNITY BANK	7,198.82
07/01/2021	DD	OFFICE OF THE ATTORNEY GENERAL	63.00
07/01/2021	DD	OFFICE OF THE ATTORNEY GENERAL	4.62
07/01/2021	ACH	Nationwide Retirement Solutions	2,798.00
07/06/2021	ACH	MILITARY HIGHWAY WATER SUPPLY	143.27
07/06/2021	ACH	TIME WARNER	135.06
07/06/2021	ACH	DIRECT ENERGY BUSINESS - DALLAS	16,882.11
07/07/2021	24068	GPM Enterprises Inc.	
07/08/2021	DD	OFFICE OF THE ATTORNEY GENERAL	58.38
07/08/2021	DD	OFFICE OF THE ATTORNEY GENERAL	34.62
07/08/2021	E-pay	FIRST COMMUNITY BANK	7,057.32
07/08/2021	DD	OFFICE OF THE ATTORNEY GENERAL	63.00
07/08/2021	DD	OFFICE OF THE ATTORNEY GENERAL	4.62
07/08/2021	ACH	DIRECT ENERGY BUSINESS - DALLAS	16.04
07/08/2021	ACH	VERIZON	2,613.58
07/08/2021	ACH	WASTE CONNECTIONS OF TEXAS	101.12
07/08/2021	24069	ALAMO CEMENT COMPANY ANDERSON EQUIPMENT COMPANY	5,253.56
07/08/2021	24070		944.78
07/08/2021	24071	B & V WELDING	7.00
07/08/2021	24072	Bearden Auto Air Conditioning	55.00
07/08/2021	24073	BULLRIDER WESTERN WEAR	269.99
07/08/2021	24074	BURTON	1,094.08
07/08/2021	24075	CURTIS STEEL COMPANY	581.40
07/08/2021	24076	GPM Enterprises Inc.	5,670.67
07/08/2021	24077	H & V EQUIPMENT	1,328.66
07/08/2021	24078	HARLINGEN WATERWORKS SYSTEM	273.49
07/08/2021	24079	HOLT CAT	474.70
07/08/2021	24080	HOME DEPOT CREDIT SERVICES	120.23
07/08/2021	24081	JOHNNY'S TRUE VALUE	137.86
07/08/2021	24082	Marcia Appia Civil Infrastructure	8,418.83
07/08/2021	24083	MATHESON TRI-GAS INC.	523.29

07/08/2021	24084	MCCOY'S BUILDING SUPPLY CENTER	4,953.14
07/08/2021	24085	Muzquiz Technologies	718.80
07/08/2021	24086	O'REILLY AUTO PARTS	1,206.23
07/08/2021	24087	OIL PATCH FUEL & SUPPLY INC.	374.76
07/08/2021	24088	SELECT STAFF	2,232.30
07/08/2021	24089	SOILEAU INDUSTRIES	4,502.36
07/08/2021	24090	Southern Tire Mart	1,639.24
07/08/2021	24091	The Harrington Corporation	13,420.29
07/08/2021	24092	Triple S Steel Holdings Inc.	2,879.12
07/08/2021	24093	TWCA RISK MANAGEMENT FUND	1,007.50
07/08/2021	24094	United Rentals ( North America ) Inc.	776.72
07/09/2021	24095	ARCHER BUSINESS SYSTEMS INC. BROTHERS EQUIPMENT PARTS, INC	45.00 715.10
07/09/2021	24097	DIEGO VALLEJO	352.50
07/09/2021	24098	PICO PROPANE OPERATING, LLC	15,462.71
07/13/2021	24099	CINTAS	1,581.80

The Motion passed.

The following subdivision was submitted for approval:

Crazy Acres - Being 5.67 acres of land comprised of the following tracts:

Tract I: 5.08 acres out of block 7, F. Z. Bishop subdivision of section no. 39, Cameron county, Texas, recorded in volume 4, page 19, map records of Cameron county, Texas, being out of the tract of land described in document number 2019-34716, official records of Cameron county, Texas,

Tract II: 0.59 acre out of block 7, FZ Bishop subdivision of section no. 39, Cameron county, Texas, recorded in volume 4, page 19, map records of Cameron county, Texas, being out of the tract of land described in document number 2019-34716, official records of Cameron county, Texas.

A motion to approve the subdivision was made by Sam Morrow and seconded by Rick Guerrero. The motion passed.

The following petitions for exclusion were presented for acceptance:

Tract 1 Block 7 F.Z. Bishop Subdivision – 5.67 acre – Angela Guiter – Crazy acres.

Lot 15 Survey 42-East – 4.061 acres – Nicolas Garcia

Lot 15 Stuart Place Country Est. #2 – 5.11 acres – Oscar O. Jimenez.

A motion was made by Leonard Simmons and seconded by Sam Morrow to accept the petitions. The motion passed.

An offer from Lupe Zuniga of \$2,500.00 to purchase .25 acres of excess ROW located on the South East corner of Block 74 Lon C. Hill subdivision within the proposed Sendero Estate Subdivision was presented for consideration.

A motion was made by Sam Morrow and seconded by Leonard Simmons to accept the offer and sell the ROW. The motion passed.

A request from James William Mills for a release of easement on block 16 Stuart Place Subdivision, Survey 139 was presented for consideration. A motion was made by Rick Guerrero and seconded by Sam Morrow to release the easement. The motion passed.

The Manager presented a proposed revision to the District's personnel policy allowing certain eligible employees to liquidated earned sick leave upon retirement. A motion was made by Leonard Simmons and seconded by Rick Guerrero to adopt the following resolution:

### **Resolution**

A Resolution of the Board of Directors of the Harlingen Irrigation District Cameron County No. 1.

WHEREAS, the Harlingen Irrigation District Cameron County No. 1 maintains a Personnel Policy Manual which sets forth certain benefits and conditions of employment for the employees of the District; and,

WHEREAS, the Policy Manual provides for sick leave accumulation which is not liquidated upon separation of employment; and,

WHEREAS, the Board of Directors desires to provide the limited ability for certain retirement eligible employees who elect to retire within a specified time frame to liquidate a portion of their accumulated sick leave upon separation;

NOW, THEREFORE, be it resolved by the Board of Directors that Section 5.02 of the Personnel Policy Manual is hereby amended to read as follows:

#### **5.02 Sick Leave**

Regular full-time employees accrue sick leave at the rate 6 hours and 40 minutes per month of continuous employment. An employee, who begins employment before the 15th day of a calendar month, will accrue the full 6 hours and 40 minutes of sick leave for that month. An employee who begins employment after the 15th day of a calendar month will not accrue any sick leave for that month.

Sick leave may be used for the following reasons:

- a) Personal illness or physical or mental injury or incapacity;
- b) Illness or physical or mental incapacity of a member of your immediate household;
- c) To attend appointments with health care providers, including treatment and physical therapy;
- d) Medical, dental, or optical examinations or treatments; or
- e) Medical quarantine resulting from exposure to a contagious disease.

To utilize sick leave, an employee must notify his/her supervisor on a daily basis, no later than an hour after the time the employee is scheduled to report to work. Sick leave may not be taken without approval of the employee's department head.

Employees may accumulate a maximum of 480 hours of sick leave. Accumulated sick leave is not paid upon separation of employment, except that any retirement eligible employee who has more than

35 years of service to the District and who retires between July 15, 2021, and October 31, 2021, will be permitted to liquidate up to 480 hours of accumulated sick leave.

Employees who, as of February 27, 2018, had accumulated more than 480 hours, will not accumulate any additional sick leave until their balance drops below 480 hours.

Abuse of sick leave shall constitute grounds for disciplinary action or termination.

All other provisions of the Personnel Policy Manual are unaffected, subject to further modification by the Board.

SIGNED this \_\_\_\_\_ day of July, 2021.

\_\_\_\_\_  
Harvey Adams, President  
The motion passed.

\_\_\_\_\_  
Jose Ricardo Guerrero, Secretary

The Board entered into closed executive session pursuant to Texas Government Code sec. 551.071 to consult with the District's attorney concerning *Harlingen Irrigation District Cameron County No. 1 v. Chris Lofton*, in the 138<sup>th</sup> District Court, Cameron County, Texas.

The Board returned to regular session

Wayne Halbert reported on legislative issues concerning the District

The manager reported on the current operations of the District.

The Manager presented the water availability report.

Being no further business, the meeting adjourned at 10:30 am.

Attest:

\_\_\_\_\_  
Harvey Adams - President

\_\_\_\_\_  
Sam Morrow – Acting Secretary