MINUTES

Regular Meeting
Laguna Madre Water District
Board of Directors
Wednesday, June 13, 2018
5:30 PM – 7:28 PM
Board Room

ITEM #1

QUORUM

PRESENT:

Chairman, Scott D. Friedman Vice Chairman, Rick A. Wells

Secretary, Doyle Wells
Director, Herb Houston
Director, Alex Avalos

ADMINISTRATIVE STAFF:

General Manager, Carlos J. Galvan, Jr.

Director of Operations, Robert Gomez

District Engineer, Charles Ortiz

Purchasing Agent, Enrique Samaniego Director of Finance, Eddie Salazar

Attorney, Eddie Lucio, III

ITEM #2

INVOCATION AND PLEDGE OF ALLEGIANCE

The Pledge Allegiance and Opening Prayer were done earlier at the 4:00 PM Workshop.

ITEM #3 INVITATION TO THE AUDIENCE FOR PUBLIC COMMENTS

- R. WELLS noted, he was contacted by a group of people in regards to building a holding pond and that the Federal Government will pay for it.
- D. WELLS noted, he was contacted by a person that a broken sprinkler system in Port Isabel on one of the medians
 was wetting the street and cars, the person stopped a District truck and asked why the District is not fixing it. The
 District worker responded the sprinklers are the City of Port Isabel's responsibility, not the District's. The person
 noted, that the District's logo on the door to Conserve Water. D. WELLS commented that it made sense, and it may
 not be the District's job, but it would be wise to notify the appropriate people.

ITEM #4

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL THE MINUTES OF WORKSHOP MEETING AND REGULAR MEETING ON MAY 23, 2018 (C. GALVAN)

DISCUSSION:

Workshop Minutes on page 2 of 2 Raw Water Rates are no longer 66¢.

It was moved by A. AVALOS, seconded by D. WELLS:

To approve the Minutes of Workshop Meeting and Regular Meeting on May 23, 2018, with corrections.

MOTION CARRIED

ITEM #4

CONTINUED

ABSTAINED:

R. WELLS was absent on May 23, 2018.

ACTIONS:

Board approved minutes with corrections to the Workshop Minutes

ITEM #5

GENERAL MANAGER'S REPORT

ANNEXATION COMMITTEE

ACTIONS:

Annexation Committee meeting scheduled for June 21, 2018, at 3 PM with the Town of Laguna Vista plans for the 23 acres developing on the Southside of HWY 100, in Laguna Vista.

GENERAL MANAGER'S REPORT

ITEM #6

DIRECTOR OF OPERATION'S REPORT

RECOGNITION OF EMPLOYEES FOR PROACTIVELY REHABILITATING EQUIPMENT AND VEHICLES

REPORT:

Recognition of District employees for excellent work done on equipment and cost savings. Some of the District employees identified were present at the meeting, and the Board expressed thanks.

DIRECTOR OF OPERATION'S REPORT

ITEM #7

DISTRICT ENGINEER'S REPORT

- PORT ISABEL WASTEWATER TREATMENT PLANT CONSTRUCTION PROGRESS
- CLEAN WATER SRF FINANCIAL APPLICATION STATUS

REPORT:

PORT ISABEL WASTEWATER TREATMENT PLANT CONSTRUCTION PROGRESS

- 82% complete
- Finish up electrical, last part of the job
- Doing a Startup on the plant in July
- Doing a deduct on paving, \$50,000 deduct

CLEAN WATER SRF FINANCIAL APPLICATION STATUS

 Doing the submittal on the Texas Water Development Board, completed financial portion, need the project update portion to complete

DISTRICT ENGINEER'S REPORT

ITEM #8

DIRECTOR OF FINANCE REPORT

BUDGET CALENDAR

REPORT:

- Held a staff meeting on how the Budget is going to be laid out and what forms are needed
- Beginning next week reviewing request

ITEM #8 CONTINUED

- Setting up individual meetings with department heads for one-time expenditures to discuss IT and staffing request
- Working on budget meeting with the budget committee to discuss departments entire budgets
- Budget Workshop in July and August and Budget Adoption on August 22, 2018

DIRECTOR OF FINANCE REPORT

ACTIONS:

Budget Committee Meeting scheduled for Thursday, July 26, 2018, at noon. Pizza and wings will be served.

ITEM #9

DISCUSS AND APPROVE A RESOLUTION OF THE LAGUNA MADRE WATER DISTRICT BOARD OF DIRECTORS AUTHORIZING AN APPLICATION TO THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ("TCEQ") FOR APPROVAL OF CERTAIN A WATER PROJECT AND THE ISSUANCE OF TAX-EXEMPT REVENUE NOTES TO FUND SUCH PROJECT; AUTHORIZING CERTAIN DESIGNATED OFFICIALS TO COMPLETE AND FILE THE TCEQ APPLICATION AND ALL REQUIRED DOCUMENTATION TO THE TCEQ; FINDING THE RESOLUTION TO HAVE BEEN CONSIDERED PURSUANT TO THE LAWS GOVERNING OPEN MEETINGS; PROVIDING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE (RESOLUTION NO. 160-06-18). (R. GOMEZ)

DISCUSSION:

- TCEQ requires the resolution
- How fast will the funding be? If everything is in order, it can take 45 days. If not, it can take six months.
- The District's Legal Counsel will review Contract from Ferguson
- Discussion on a million Dollars authorized to be used from the fund balance, a Budget Amendment is needed to move the money around. Numbers will be available for the next meeting. Once the notes are acquired to repay the fund balance

It was moved by H. HOUSTON, seconded by A. AVALOS:

Move to approve.

MOTION CARRIED

ITEM #10

CONSIDER AND DISCUSS FOR POSSIBLE AWARD OF CONSTRUCTION CONTRACT FOR PORT ISABEL MONOFILL METHANE MONITORS. (BID NO. WW-18-05-01). (E. SAMANIEGO)

DISCUSSION:

- Recommendation award: Ferguson Service Systems, Inc.
- Low Bid from Ferguson Services Systems, Inc. \$94,450.00

It was moved by R. WELLS, seconded by D. WELLS:

Motion to approve.

MOTION CARRIED

ITEM #11

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL BUDGET ADJUSTMENTS. (E. SALAZAR)

DISCUSSION:

 The Board previously authorized several budget adjustments. Now the Board needs to approve the transfer of the money between the departments that are needed to proceed with the projects.

ITEM #11 CONTINUED

It was moved by H. HOUSTON, seconded by A. AVALOS:

Move to approve.

MOTION CARRIED

ITEM #12

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL THE FINANCIAL REPORT FOR APRIL 2018. (E. SALAZAR)

DISCUSSION:

- Financial Summaries were presented in a new format, easier to read
- Maintenance Department Little shy on the maintenance department, seem to be doing more. Do you feel there's
 enough money allocated in the maintenance department? At this time, yes.
- There will be further discussion at upcoming Budget Workshop

It was moved by A. AVALOS, seconded by H. HOUSTON:

Move to approve.

MOTION CARRIED

ITEM #13

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL OF WORK ORDER NO. 4 WITH GARVER FOR WATER PLANT 2 RESIDUALS MANAGEMENT. (C. ORTIZ)

DISCUSSION:

- Garver Representative, Richard Correa was present at the meeting for questions and answers
- When was it decided to dredge the pond? Options were discussed but took no action.
- . Bring proposals on how to dredge the pond or how to do it (clean it)
- Garver reported on the work description, discussion ensued
- Garver work order is a deduct from work order to authorization
- Is this something we can do in-house?
- In-house will prepare land application permit for sludge waste pile
- Disapproved item, for how to do it better and cheaper

It was moved by D. WELLS, seconded by H. HOUSTON:

Motion to disapprove.

MOTION CARRIED

ACTIONS:

- The Board requests, to know the options available to the district that will be the most effective, and most cost-effective
 method of removing the silt from the settling pond at water plant 2.
- In-house will prepare land application permit

ITEM #14

CONSIDER AND REVIEW EXPENDITURES FOR MAY 16 - 31, 2018. (C. GALVAN)

It was acknowledged by H. HOUSTON, seconded by D. WELLS:

Moved to accept.

EXPENDITURES ACKNOWLEDGED

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ITEM #15

CONSIDER AND REMOVE FROM THE TABLE THE FOLLOWING ITEM TABLED AT THE REGULAR MEETING ON MAY 23, 2018:

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL EASEMENT ABANDONMENT, AND RELOCATION AGREEMENT FOR LOT ONE (1), BLOCK ONE (1), P. I. INDUSTRIAL PARK SUBDIVISION AND A 0.068-ACRE TRACT CONVEYED TO P. I. INDUSTRIAL, LTD., BY LAGUNA MADRE WATER DISTRICT BY DEED RECORDED IN VOL 15480, PAGE 251, OF THE OFFICIAL RECORDS OF CAMERON COUNTY, TEXAS.

The CHAIRMAN noted:

NO ACTION

MOVED TO EXECUTIVE SESSION

ACTIONS:

No discussion. Moved item to Executive Session, see item # 18.

ITEM #16

CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL EASEMENT ABANDONMENT, AND RELOCATION AGREEMENT FOR LOT ONE (1), BLOCK ONE (1), P. I. INDUSTRIAL PARK SUBDIVISION AND A 0.068-ACRE TRACT CONVEYED TO P. I. INDUSTRIAL, LTD., BY LAGUNA MADRE WATER DISTRICT BY DEED RECORDED IN VOL 15480, PAGE 251, OF THE OFFICIAL RECORDS OF CAMERON COUNTY, TEXAS.

The CHAIRMAN noted:

NO ACTION

MOVED TO EXECUTIVE SESSION

ACTIONS:

No discussion. Moved item to Executive Session, see item # 18.

ITEM #17

CONSIDER AND REMOVE FROM THE TABLE THE FOLLOWING EXECUTIVE SESSION ITEMS TABLED AT THE REGULAR MEETING ON MAY 23, 2018:

- A. DISCUSSION ON FEMA UPDATE RELATED TO HURRICANE DOLLY 2008
- B. <u>DISCUSSION ON LAGUNA MADRE WATER DISTRICT OWNERSHIP RECORDS IN THE VICINITY OF WOODY'S LANE AND PORT ISABEL WASTEWATER TREATMENT PLANT</u>
- C. DISCUSSION ON LEGAL MATTERS WITH COUNSEL CONCERNING 6900 PADRE BLVD./7200 PADRE BLVD

The CHAIRMAN noted:

NO ACTION

MOVED TO EXECUTIVE SESSION

ITEM #17

CONTINUED

ACTIONS:

• No discussion. Moved item to Executive Session, see item # 18.

ITEM #18

EXECUTIVE SESSION PERMITTED BY THE OPEN MEETING ACT, V. T. C. A., GOVERNMENT CODE SECTION 551.001 ET. SEQ., UNDER SECTION 551.071, CONSULTATION WITH ATTORNEY; SECTION 551.072, DELIBERATION ABOUT REAL PROPERTY; SECTION 551.074 (A) (1), AUTHORIZING CERTAIN DELIBERATIONS ABOUT OFFICERS AND EMPLOYEES OF THE DISTRICT TO BE HELD IN EXECUTIVE SESSION

- A. DISCUSSION ON FEMA UPDATE RELATED TO HURRICANE DOLLY 2008
- B. <u>DISCUSSION ON LAGUNA MADRE WATER DISTRICT OWNERSHIP RECORDS IN THE VICINITY OF WOODY'S</u>

 <u>LANE AND PORT ISABEL WASTEWATER TREATMENT PLANT</u>
- C. DISCUSSION ON LEGAL MATTERS WITH COUNSEL CONCERNING 6900 PADRE BLVD./7200 PADRE BLVD.
- D. <u>DELIBERATION REGARDING THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE, OR DISMISSAL OF DISTRICT EMPLOYEE TO WIT: GENERAL MANAGER •</u>
- E. CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL EASEMENT ABANDONMENT, AND RELOCATION

 AGREEMENT FOR LOT ONE (1), BLOCK ONE (1), P. I. INDUSTRIAL PARK SUBDIVISION AND A 0.068-ACRE

 TRACT CONVEYED TO P. I. INDUSTRIAL, LTD., BY LAGUNA MADRE WATER DISTRICT BY DEED RECORDED IN

 VOL 15480, PAGE 251, OF THE OFFICIAL RECORDS OF CAMERON COUNTY, TEXAS.

It was moved by H. HOUSTON, seconded by D. WELLS:

To go into executive session at 6:34 PM.

MOTION CARRIED

The Board took a 5-minute recess before going into Executive Session.

It was moved by R. WELLS, seconded by D. WELLS:

To come out of executive session at 7:28 PM.

MOTION CARRIED

ITEM #19

CONSIDERATION AND ACTION ON EXECUTIVE SESSION ITEMS, IF NECESSARY.

- A. ACTION RELATIVE TO EXECUTIVE SESSION ITEM A.
- B. ACTION RELATIVE TO EXECUTIVE SESSION ITEM B.
- C. ACTION RELATIVE TO EXECUTIVE SESSION ITEM C.
- D. ACTION RELATIVE TO EXECUTIVE SESSION ITEM D.
- E. ACTION RELATIVE TO EXECUTIVE SESSION ITEM E.
- A. <u>DISCUSSION ON FEMA UPDATE RELATED TO HURRICANE DOLLY 2008</u>

The CHAIRMAN noted:

NO ACTION

ITEM #19 CONTINUED

B. <u>DISCUSSION ON LAGUNA MADRE WATER DISTRICT OWNERSHIP RECORDS IN THE VICINITY OF WOODY'S LANE AND PORT ISABEL WASTEWATER TREATMENT PLANT</u>

The CHAIRMAN noted:

NO ACTION

C. DISCUSSION ON LEGAL MATTERS WITH COUNSEL CONCERNING 6900 PADRE BLVD./7200 PADRE BLVD

The CHAIRMAN noted:

NO ACTION

D. <u>DELIBERATION REGARDING THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE, OR DISMISSAL OF DISTRICT EMPLOYEE TO WIT: GENERAL MANAGER</u>

On a motion made by D. WELLS, seconded by H. HOUSTON:

TO PROCEED AS DIRECTED

E. CONSIDER AND DISCUSS FOR POSSIBLE APPROVAL EASEMENT ABANDONMENT, AND RELOCATION AGREEMENT
FOR LOT ONE (1), BLOCK ONE (1), P. I. INDUSTRIAL PARK SUBDIVISION AND A 0.068-ACRE TRACT CONVEYED TO P. I.
INDUSTRIAL, LTD., BY LAGUNA MADRE WATER DISTRICT BY DEED RECORDED IN VOL 15480, PAGE 251, OF THE
OFFICIAL RECORDS OF CAMERON COUNTY, TEXAS.

On a motion made by A. AVALOS, seconded by R. WELLS:

TO PROCEED AS DIRECTED

ITEM #20

<u>ADJOURNMENT</u>

The CHAIRMAN adjourned the meeting at 7:29 PM.

DOYLE WELLS, SECRETARY

MINUTES APPROVED THIS 28TH DAY OF JUNE 2018.

RIEDMAN, CHAIRMAN