

MINUTES OF THE WILLACY COUNTY DRAINAGE DISTRICT NO. 1

On January 13, 2021, the Board of Directors of Willacy County Drainage District No. 1 met at the District's office in Lyford, Texas after having given notice thereof as provided by law, with the following person's present, to-wit:

Terry Galle, Vice President
Dan Klostermann, Director
B. R. Dossett, Attorney
Paul Greenhill, Manager

Charles Chappell, Director
Thomas Zdansky, Director

Absent Directors: Daniel Vassberg, Melvin Gay and Glenn Wilde

Vice President Galle called the meeting to order at 10:45 a.m. and presided.

Audience: None

1. Minutes. The motion was made by Dan Klostermann and seconded by Charles Chappell to approve the minutes of the December 9, 2020 meeting. Following a discussion, the motion unanimously carried.
2. Public Comment Period. No one appeared. No one submitted any written comments.
3. Subdivisions, Mulberry Estate Subdivision. No change in status since the last meeting. The final plat still has not been presented. This item will be removed from the agenda until the developer submits a plat for final approval.
4. May 1, 2021 Election. The motion was made by Charles Chappell and seconded by Thomas Zdansky to adopt this election order:

WHEREAS, in accordance with Acts 1969, 61st Leg., Reg. Sess., ch. 10, pgs. 22-30, as amended by Acts 1971, 62nd Leg., Reg. Sess., ch. 281, pgs. 1179-1180; Acts 1983, 68th Leg., Reg. Sess., ch. 672, pgs. 4226-4227; and Acts 2005, 79th Leg., Reg. Sess., ch. 448, pgs. 1225-1227, the Texas Water Code, and the Texas Election Code, Willacy County Drainage District No. 1 shall hold an election on the first Saturday in May of each year, at which time the required number of Directors shall be elected to fill the vacancies then occurring on the Board of Directors as provided by law;

WHEREAS, such an election is necessary and should be held on May 1, 2021, in order that three (3) Directors may be elected to membership on the Board of Directors of Willacy County Drainage District No. 1 to fill the place of three (3) Directors now serving whose terms of office will expire on May 20, 2024;

WHEREAS, it is hereby determined and found that in accordance with standing order of this Board, written notice of the date, place, and subject of this meeting, including consideration of the setting of said election, was posted at the District's Office at a place convenient to the public, and said notice was furnished to the County Clerk and posted by the County Clerk at the County Courthouse for the period of time and manner as is required by law;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Directors of Willacy County Drainage District No. 1 that:

1. A regular election for the election of three (3) Directors to serve for a term of three (3) years, each beginning May 20, 2021:

Place 1
Place 2
Place 3

be and it is hereby called and ordered to be held in and for this District, in the manner prescribed by law, on the first Saturday of May, 2021, the same being May 1, 2021.

2. Said election be conducted during the hours of seven o'clock (7:00) a.m. to seven o'clock (7:00) p.m. at the office of the District at 8304 Highway 77, Lyford, Texas, a place within the District and a place which the Board, after considering the requirements of Texas Election Code § 43.031, finds to be a proper place for conducting the election.
3. For the purpose of said election, all the area included within the boundaries of this District shall constitute one (1) election precinct.
4. Said election be held at the aforesaid voting place with the use of paper ballots.
5. The election shall be conducted by the following hereby designated and qualified officers:

Presiding Judge: Gary Busse
6371 Iris Circle
Lyford, Texas 78569

Alternate Presiding Judge: Henry Anderson
P.O. Box 128
Lyford, Texas 78569

Such persons are designated only for this election. If the presiding judge is unable to serve at the election, the alternate presiding judge shall serve as the presiding judge for the election.

6. The presiding judge is authorized to appoint two (2) election clerks.
7. The presiding judge designated for said election shall also serve as the early voting ballot judge and the presiding officer of said early voting ballot board, and shall appoint no less than two (2) other duly qualified members as provided by Texas Election Code Chapter 87.
8. Early voting shall be held as provided by law and shall be conducted by the following hereby designated and qualified officers:

Clerk: Mary Helen Woods
8304 Business 77
Lyford, Texas 78569

Deputy Clerk: Wanda Greenhill
9189 Coyote County Road
Lyford, Texas 78569

Early voting by personal appearance for this said election shall be held at the same location the election is to be conducted as provided above, and said place of early voting shall remain open during the hours of eight o'clock (8:00) a.m. and five o'clock (5:00) p.m., which is at least eight (8) hours on each day of the early voting period, which shall begin on April 19, 2021, and continue through April 27, 2021, on each day that is not a Saturday, Sunday, or official State holiday. The mailing address of the Clerk to which ballot applications and ballots voted by mail may be sent is:

Early Voting Clerk
Drawer 20
Lyford, Texas 78569

A completed, scanned application for a ballot by mail containing an original signature shall be transmitted to: wddd1@granderiver.net. Applications for ballots by mail must be received no later than April 20, 2021.

9. Any candidates may file an application with the Secretary of the Board to have his or her name printed on the election ballot, such application must be signed by the candidate or by at least ten (10) qualified electors of this District and must be filed no later than five o'clock (5:00) p.m. on February 12, 2021, as required by law.
10. All said applications shall be substantially in the form prescribed by the Secretary of State, (form AWS-20- 7/2011).
11. The Secretary of the Board of Directors shall conduct a drawing for the order in which names of the candidates for the above-mentioned election are to be printed on the ballot and shall post notice of the time and place of said drawing and mail notice of the date, hour, and place of the drawing to each candidate at the address stated on the application for a place on the ballot not later than the fourth (4th) day before the drawing in accordance with the terms and provisions of Section 52.094 of the Election Code.
12. Notice be given of this election by a method as prescribed by Section 4.003(1)(B) of the Texas Election Code.
13. A Writ of Election shall be delivered as prescribed by Section 4.007, Texas Election Code to the Presiding Judge no later than March 4, 2021.
14. Notice of this election be given as prescribed by Section 85.007(c) Texas Election Code, by posting continuously for at least seventy-two (72) hours preceding the first hour that early voting is conducted in the same manner Notices of Meeting of the Board are posted.
15. It is further found and determined that notice of the date, place, and subject of this meeting was posted in accordance with the terms and provisions of Section 52.094(c) of the Election Code, and Section 551.043 of the Government Code for at least seventy-two (72) hours preceding the scheduled time of this meeting.

Following a discussion, the motion unanimously carried.

5. Drains. Lateral E, Lateral E-1, and Lateral E-2. Consider and take action on engaging a surveyor to prepare a description of part of Lateral E in Share 2, and Laterals E-1 and E2. No action taken.
6. Reports: Receive reports and make decisions respecting the subject of such reports including:
 - 6.1 Manager:
 - (a) Willacy County Drainage District No. 2. TxDOT has commenced installation of pipes under Highway 186. Installation of the culvert where FM 1420 crosses the Willamar Drain has not commenced.
 - (b) Overall Lateral Maintenance. Report presented.
 - (c) Purchase of Xylem Godwin DCP 300 pump. The Xylem Godwin DCP 300 pump was ordered on December 9, 2020.
 - (d) Santa Monica West Pump repair. The pump was pulled and dismantled in December.

The bearings had failed. Unlike the East Pump, the impeller had been rubbing against the inside of the housing and damaged the housing. Had the pump not been repaired, there would have been a massive failure during the next flood event. Repairs have been completed and the pump will be placed back in service on January 14, 2021.

- (e) Meetings. There was a discussion about whether to hold meetings by video or tele conference. No motion was made to hold meetings by video or tele conference. The Board members present were of the opinion that regular meetings continue but that if any Board member was uncomfortable attending meetings, all present at the meetings would be required to wear masks at all times and social distancing would be mandatory.
- (f) FM 1018. TxDOT is going to widen FM 1018. A timetable has not been published. No plans have been presented to the District
- (g) County Pumping pads project. The Xylem Godwin DCP 300 pump purchased by the County with grant funds has been delivered and is being stored in the District's yard. Construction of the pads has commenced. The contractor began at the Smith Gate. When notified by the Manager that the pad at Lateral A is the most important of the 3 pads, the contractor moved to the Lateral A pad. The pump purchased by the County will be installed at the Lateral A pad. At the time the pump is installed, the District will furnish to the County a receipt acknowledging that the District accepts ownership of, and all future repair and maintenance of, the pump.

6.2 Attorney:

- (a) Special Purpose District Report. The 2021 Special Purpose District Report was filed in January.
- (b) Lateral B. The landowner signed and returned the Amended Right-of-Way Agreement for the segment of Lateral B in the a 44.047 acre (Calc. and Meas.) out of the 380.0 acre tract known as Share 1, also known as the Hager Tract, conveyed to Gladys Hager by deed recorded at Volume 20, Pages 429-430, Deed Records, Willacy County, Texas. President Vassberg needs to sign the acceptance, whereupon the document will be recorded in the deed records.
- (c) Records project. Progress report presented.
- (d) Lateral J in Lot 3, Block 12, Gulf Coast Irrigation Company Subdivision. Due to a house being in the northwest corner of Lot 3, all of the drain is in the north half of Lot 4. By the time the drain reaches the northwest corner of the south half of Lot 3, it is more or less centered on the west line of the south 1/2 of Lot 3. Although the District acquired the necessary right-of-way for drain in Lot 4, there is no document filed of record by which the District acquired a right-of-way for the drain constructed in Lot 3. However, Lot 3 was conveyed "subject to visible and apparent easements" when conveyed to the current owner. A recommendation will be made at a later date about acquiring a right-of-way in Lot 3 by document filed of record.

7. Financial Reports:

7.1 Financial reports for month of December 2020. Presented and reviewed expenditures totaling \$61,12316.

7.2 Approval for payment of accounts for month of December 2020 and wages for month of January 2021. Motion made Charles Chappell and seconded by Dan Klostermann that the following expenditures for the month of December 2020 expenditures totaling \$61,123.16 beginning with check #2631 and ending with check #2655 be approved:

WCDD #1 Payroll	2651	\$ 35,000.00	Payroll Expense
AT&T Mobile	2631	\$ 230.65	Telephone
Alamo Iron Works	2632	\$ 266.65	Supplies
Cintas	2633	\$ 49.95	Supplies

City of Lyford	2634	\$	87.97	Water
Wells Fargo – Corporate Card	2635	\$	6,847.51	Supply/Misc./Office
Culligan	2636	\$	40.00	Water Dispenser Rent
Diego’s Tire	2637	\$	10.00	Tire Repair
Dossett Law Office	2638	\$	150.00	December Retainer
Dossett Law Office	2638	\$	2,820.00	Legal Fees December
Guardian	2639	\$	297.52	Employee Paid Ins.
Holt	2640	\$	96.88	Supplies
Johnny’s True Value	2642	\$	320.70	Supplies
PSI	2641	\$	365.13	Supplies
Praxair	2643	\$	52.42	Supplies
Pro Billing - :Burton’s	2644	\$	65.87	Supplies
Reliant	2645	\$	289.57	Electricity
SANTCANT Services	2646	\$	300.00	IT Retainer – January
TML – Intergovernmental Risk Pool	2648	\$	2,086.00	Workman’s Comp
Texas Social Security – Employee Retire	2647	\$	35.00	Yearly
U S Postal Service	2649	\$	149.00	Box Rent & Postage
VTX Telecom, LLC	2650	\$	112.41	Telephone/Internet
Willacy County Appraisal District	2653	\$	6,903.33	1 st Quarter Allocation
Willacy County	2652	\$	4,213.71	Health Insurance
Willacy County Tax Collector	2654	\$	15.00	Tag Renewals
Xerox Financial Services	2655	\$	316.89	Copier- Rental
Total			\$ 61,123.16	

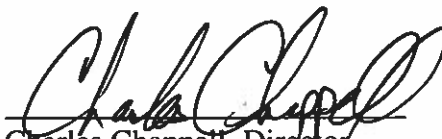
Following a discussion, the motion unanimously carried.

8. Take up such other matters as may properly be brought before the Board. None.

The meeting adjourned at 12:00 p.m.



 Terry Galle, Vice President



 Charles Chappell, Director