

**MINUTES OF A REGULAR MEETING
OF THE BOARD OF DIRECTORS
HORIZON REGIONAL M.U.D.**

A regular meeting of the Board of Directors of the Horizon Regional M.U.D. was held on Thursday April 22, 2021 at 6:00 p.m. by Teleconference via Zoom. 14100 Horizon Blvd, Horizon City, Texas, pursuant to notice given in accordance with the law.

The roll was called of the members of the board, to-wit:

Gordon, Jarvis	-	President
John Whitaker	-	Vice President
Dean Hulsey	-	Treasurer
Mike Barton	-	Assistant Secretary
<i>vacant</i>	-	Secretary

Director Gordon Jarvis called the meeting to order at 6:00 p.m. A quorum was established. Also attending the meeting were the District's consultants: Inframark LLC- Kristi Hester, Michael Luft, Trumaine Easy. Account Manager Charlie McGinnis, Customer Service Rep II Veronica Saucedo. District Attorney - Alan Petrov. TRE & Associates Inc. - Linda Troncoso, John Jansing, Adrian Briones, Tom Urrabazo. El Paso Disposal - Lorena Quezada. Horizon Golf & Conference Center - Luis Delgadillo. Jim Bean. Blich & Associates - Bill Blich. McCall Gibson Swedlund Barfoot PLLC- Joseph Ellis. The Pledge of Allegiance was said with audience participation.

4. RECEIVE CITIZEN COMMUNICATIONS.

None

5. CONSENT AGENDA.

A: Consider and Take Action to approve the Minutes of Special Meetings held on February 4,

2021; March 1, 2021; March 16, 2021; and Regular Board Meetings held on February 25, 2021 and March 25, 2021.

- B: Consider and Take Action to Approve the Payment of Bills and Invoices for Operations and Construction; and to Approve the Transfer of Funds.
- C: Consider and Take Action to Approve the Financial Statement for the Month Ending March 31, 2021.
- D: Consider and Take Action to Approve the Payment of Bills and Invoices for Operations and Construction for Spray Field; and to Approve the Transfer of Funds for Spray Field # 1.
- E: Consider and Take Action on Pay Estimate No. 4 for Paseo del Este Unit 5 Water, Wastewater and Drainage Improvements.
- F: Consider and Take Action on Pay Estimate No. 1 for Rancho Desierto Bello Unit 13 Phase II.

Motion was made by Director Hulsey and seconded by Director Whitaker to approve the Consent Agenda.

After no opposition, motion was passed.

Prior to item #6 Ms. Linda Troncoso asked to table items 11, 12, 13, 16, and 17. Director Jarvis asked if items are to be tabled to next meeting, Ms. Troncoso replied yes.

Director Whitaker made a motion to table items to a later date and was seconded by Director Hulsey.

6. DISCUSSION ON HORIZON VIEW ESTATES SEWER PROJECT:

Ms. Troncoso reported Tuesday evening April 20, 2021, they had a public meeting with the residents of the Horizon View Estates to give them an update on the status of their project. TRE is in the process of completing the environmental impact statement, the review was finished and John Jansing called a meeting with the environmental consultant and they intend

to have it submitted to the various agencies that need to approve it by end of week the following week. It will go to USDA, Texas Water Development Board, Texas Park and Wildlife and a myriad of other people. Mr. John Jansing added there were many many agencies looking at the review including the EPA. Mr. Jansing said they are hoping for a ruling that there is no impact and can bypass any additional needs for reviews or public meetings. Ms. Troncoso anticipates the review will take in excess of six months so they informed the community they hope to have approval on the environmental study at which point they will be able to move forward with the design. The community expressed frustration but we hopeful because they are seeing progress and they at least know something is happening. Ms. Troncoso also passed out information for bond authorization and explained to the community that their project was included in the list of bond projects. Ms. Troncoso also stated that they had been accompanied by the Commissioner Iliana Holguin from the County as well as a representative from Mary Gonzalez's office and Katherine Lucero from Communities Unlimited who explained to the community the importance of being active in voting and showing up to the polls and participating in the discussion. Director Jarvis added that he attended the meeting as well and stating there a lot of questions and thought the meeting went over well.

No Action Necessary.

7. **CONSIDER AND TAKE ACTION ON MANAGEMENT REPORT RELATING TO MANAGEMENT AND OPERATIONAL ACTIVITIES OF THE DISTRICT.**

Mr. McGinnis presented and discussed the Water System Report for March 2021.

See attached report.

Mr. McGinnis requested a special meeting to approve the audit for 2020. The Directors all agreed to have the special meeting on Wednesday, April 28, 2021 at 10:00 a.m. As per the attorney Election Day is May 1st and Board needs to schedule a special meeting to canvass the election results. Directors all agreed to have the meeting Wednesday, May 12, 2021.

Motion was made by Director Hulsey to approve the Management Report and to send \$2,704.82 to collections and to write off \$59.62. Director Barton seconded motion.

After no opposition, motion was passed.

8. **CONSIDER AND TAKE ACTION ON ENGINEERING REPORT RELATING TO CONSTRUCTION AND ENGINEERING ACTIVITIES OF THE DISTRICT.**

Ms. Troncoso discussed current service commitment applications & construction activity.

Ms. Troncoso presented a summary of the Engineers Report.

See attached

Motion was made by Director Whitaker and seconded by Director Barton to approve the Engineering Report.

After no opposition, motion was passed.

9. **CONSIDER AND TAKE ACTION ON MANAGEMENT REPORT RELATING TO MANAGEMENT AND OPERATIONAL ACTIVITIES OF SPRAY FIELD NO 1.**

Mr. Delgadillo reported March was a good month, they had a lot of golfers out playing golf and green fees are better than ever. He also reported the golf course is in pretty good shape and looking better than the previous month. On the finance side the overall revenue for the golf course was 85 almost \$86,000. The budget was \$62,700 and he stated they beat budget by \$23,000. The expenses stayed in line except for the fertilizer and chemicals, the financials show he spent about \$9,000 less which balances out with what was spent in February, the numbers are catching up. Mr. Delgadillo also stated he is a couple people short on maintenance and has been having a hard time getting people to go in and apply and work and is having to work his guys a bit more to take care of the bare minimum. Mr. Delgadillo reported the golf course made \$18,000 at the end of the month which was \$32,000 ahead of budget. For the year the golf course has made about \$63,000 in profit which is about \$121,000 ahead of budget. Mr. Delgadillo stated the bad shape of the golf course which is usually from December through March is over and the golf course is doing a lot better, looks a lot better, and people are very happy with the way the

it currently is. Mr. Delgadillo is counting on having a good summer and finish out the spring with very good numbers. Mr. Delgadillo reported to have 2,856 rounds. One last thing Mr. Delgadillo reported was about a week or two prior to board meeting someone had a heart attack on the golf course and passed away. Director Barton asked about brown spots out by the road and asked if the sprinklers there needed to be serviced. Mr. Delgadillo stated they had a couple of sprinklers go bad and it took a long time for them to be able to gets parts, but they did get the parts in and they have since been replaced and are watering again.

Director Hulsey made a motion to approve the Management and Operation report for Sprayfield No.1 and seconded by Director Barton.

After no opposition, motion was passed.

10. **CONSIDER AND TAKE ACTION ON, IF NECESSARY, RELATING TO THE LEASE WITH MOONLIGHT P&Q, LLC.**

Director Barton reported that Mrs. Tulia Villa was out of town. Director Barton stated on her behalf that everything was going well.

No action necessary.

11. **CONSIDER AND TAKE ACTION ON WATER LINE EASEMENT FOR HRMUD WATER WELLS #10 AND #11.**

Item tabled.

12. **CONSIDER AND TAKE ACTION ON PAY ESTIMATES No. 11 AND No. 12 FINAL FOR SUMMER SKY SUBDIVISION WATER, WASTEWATER AND FORCE MAIN IMPROVEMENTS.**

Item tabled.

13. **CONSIDER AND TAKE ACTION ON RECOMMENDATION FOR ACCEPTANCE FOR OPERATIONS AND MAINTENANCE FOR SUMMER SKY SUBDIVISION WATER, WASTEWATER AND FORCE MAIN IMPROVEMENTS.**

Item tabled.

14. **CONSIDER AND TAKE ACTION IF NECESSARY, ON REQUEST BY DIG DEEP FOR COCHRAN PARK.**

Ms. Troncoso reported they were in the process of completing that project and will be submitting for TCEQ approval. Dig Deep has been coordinating with Katherine Harris who also works for Communities Unlimited and were looking to have a meeting next week and is coordinating with Director Jarvis and is having representatives of Dig Deep go out to the community and has also invited some of the elected officials to let people know they are working towards that project. Ms. Troncoso also reported in addition Mary Gonzalez's office has sponsored a bill and the legislature to allow for the annexation of Cochran Park and has also been coordinating with Mr. Petrov's office to make sure the language on the bill is appropriate.

No action necessary.

15. **CONSIDER AND TAKE ACTION ON REQUEST BY HCIA FOR SCHOOLS AND PARK PROPERTY REQUEST.**

Ms. Troncoso had nothing to report other than she has been visiting on and off with representatives of Inframark for some potential solar or other uses for some of the larger utility sites and to evaluating some of those things.

No action necessary.

16. **CONSIDER AND TAKE ACTION ON PAY ESTIMATE No. 12 FINAL FOR SUMMER SKY SUBDIVISION LIFT STATION IMPROVEMENTS.**

Item tabled.

17. **CONSIDER AND TAKE ACTION ON RECOMMENDATION OF ACCEPTANCE FOR OPERATIONS AND MAINTENANCE FOR SUMMER SKY SUBDIVISION LIFT STATION IMPROVEMENTS.**

Item tabled.

18. **CONSIDER AND TAKE ACTION ON REIMBURSEMENT AGREEMENT FOR UNIT 49 PHASE III.**

Mr. Alan Petrov requested for item to be tabled, they have not received all the information they need to complete the agreement.

Item was tabled.

19. **CONSIDER AND TAKE ACTION ON ACCEPTANCE OF OPERATIONS AND MAINTENANCE OF UNIT 49, 12 LOTS.**

Since item 18 was tabled Ms. Troncoso requested to table item 19.

Item was tabled.

20. **CONSIDER AND TAKE ACTION ON PAY ESTIMATE No. 1 FOR MANHOLE REHABILITATION FOR INFRASTRUCTURE REHAB USA.**

Ms. Troncoso reported this pay estimate is for manhole rehab for the work on the manholes. The fiberglass lining on a large manhole in the parking lot of Panda Express and also for one on Ellsworth and Ms. Troncoso said they did a beautiful job and will be providing her with some videos of the work as well and recommends approval.

Director Hulsey made a motion to approve and was seconded by Director Barton.

21. **CONSIDER AND TAKE ACTION ON RECOMMENDATION FOR ACCEPTANCE FOR OPERATIONS AND MAINTENANCE ON HORIZON COMMUNITY COUNTRY CLUB ESTATES PHASE II WATER AND WASTEWATER IMPROVEMENTS.**

Ms. Troncoso reported that they had completed all their improvements and the only thing she had not received from them is their performance bond. Their bonding company requested an agreement between the District and the developer in order to be able to issue that performance bond. Ms. Troncoso stated she was coordinating with Mr. Petrov's office to get that issued. Ms. Troncoso recommended that this item can be tabled or can recommend acceptance subject to receipt of the performance bond.

Director Hulsey made a motion to approve for operations and maintenance subject to

receiving bonds. Director Whitaker seconded.

22. FINANCIAL ADVISOR REPORT.

- A. Unlimited Tax Refunding Bonds, Series 2021 (the “Series 2020 Refunding Bonds”) including, Preliminary Official Statement**
- B. Order Authorizing Issuance of the Series 2021 Refunding Bonds; An Escrow Agreement; A Bond Purchase Agreement; A Transfer Paying Agent Agreement; and other Matters Related Thereto**
- C. Attorney General’s Bond Transcript Fee**
- D. Appoint/ Approve the underwriter and establish sale parameters for the Series 2021 Refunding Bonds**

Mr. Bill Blich presented the financial report.

Director Hulseley made a motion to approve under agenda item number 22, items A, B, C and D with a 1.5 million dollar minimum savings and was seconded by Director Barton.

After no opposition, motion passed.

23. CONSIDER AND TAKE ACTION ON ACCEPTING THE SUMMER SKY UTILITY EASEMENTS FOR ENTRANCE #1 AND #2, AND HORIZON MESA DRIVE EXTENSION UTILITY EASEMENT.

Mr. Alan Petrov reported that the developers for the Summer Sky have been negotiating with El Paso Electric and have worked out easements for their water and sewer lines that are needed for the development that were required to get from El Paso Electric and that was done at no cost to the District. Mr. Petrov has reviewed the easements and they are in good form to where it is beneficial to the District and he recommends acceptance of the utility easments.

Director Hulseley made a motion to approve and was seconded by Director Whitaker.

After no opposition motion passed.

24. **CONSIDER AND TAKE ACTION ON PAY ESTIMATE No. 1 FROM SANTA ROSA WELL DRILLING FOR INJECTION WELL DEVELOPMENT SERVICES TO DATE.**

Mr. John Jansing presented a pay estimate for \$202,620.90 for progress. The progress to date is they are getting through last Friday, it is some adders in this over the original agreement for some of the line items, specifically the drilling time that was originally projected to be two days, they asked for nine days. Mr. Jansing reminded Santa Rosa that even though they ran two 12 hour shifts they had a contract they lived into, a day was between midnight to midnight so therefore they only get five days. He reported there was also some additional cost incurred with some additives to the water to try and get the sides of the casing to firm up as they got done in the injection zone. There was also the emergency need pro polyline to get water. They tried to get water trucks out and there were no water trucks available in the El Paso area. The poly line was brought in from Odessa.

Director Hulsey made a motion to approve and was seconded by Director Barton.

After no opposition motion passed.

25. **CONSIDER AND TAKE ACTION ON ADDITIONAL SERVICES FROM SANTA ROSA WELL DRILLING FOR INJECTION WELL DEVELOPMENT.**

Mr. John Jansing requested to table this item pending a presentation to the Board at a later date.

Item was tabled.

26. **EXECUTIVE SESSION, AS NECESSARY.**

Mr. Alan Petrov did not have any items.

No Action Necessary.

27. **REPORTS AND DISCUSSION OF OTHER MATTERS THAT MAY COME BEFORE THE BOARD.**

Mr Joseph Ellis presented the auditor's report to the Board.

Director Barton asked Mr. McGinnis to look for cheaper paving companies such as Southwest Pavers. Mr. McGinnis said he would reach out to them since they may be moving into Horizon, he had already spoken to a gentleman that works with them and he gave Mr. McGinnis the information to his boss.

Director Whitaker asked Mr. McGinnis the status of the portable generator. Mr. McGinnis stated they were waiting for the audit report to come in and West Star was ready to present prices. Director Whitaker also asked about Mrs. Moorhouse's plaque. Mr. McGinnis reported that it was done and was going to get the Inframark employees to take a picture in front of the Bonnie Moorhouse tank.

Director Barton asked Ms. Lorena Quezada if the problem was resolved with the matter of the Town Houses with the once a week garbage pickup. Ms. Quezada stated that Mr. Alan Petrov was going to look into the legality of it. Mr. Petrov stated the problem was that the District could not set up a different service without also having a different cost.

Mr. Alan Petrov stated the AWBD is now doing its voting online since a lot of people aren't wanting to go to the conferences in person and are asking everyone to designate a director from the district to be the one that votes. Mr. Petrov wanted to see if it was ok to let them know Mr. Jarvis is designated to be able to cast a vote for the district.

There being no further business before the Board, the meeting was upon motion made by Director Hulsey and seconded by Director Whitaker all in favor and carried, adjourned at 7:34 p.m.

READ, APPROVED AND ADOPTED THIS 27th DAY OF MAY 2021.



GORDON JARVIS, PRESIDENT
Board of Directors
Horizon Regional M.U.D.



MIKE BARTON, ASSISTANT SECRETARY
Board of Directors
Horizon Regional M.U.D.

CM/VS