

**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 Friday December 2, 2022, at 6:00 p.m. in person 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
Dean Hulsey	-	Vice President
Florence Thomas	-	Treasurer
Mike Barton ( <i>absent</i> )	-	Secretary
<i>vacant</i>	-	Assistant 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 consultant: Account Manager - Charlie McGinnis, Administrative Assistant III - Veronica Saucedo. District Attorney - Alan Petrov (via phone call). TRE & Associates Inc. - Linda Troncoso, Tom Urrabazzo, Frank Ortiz, Ricardo Felix, Marcos Meza. El Paso Disposal - Lorena Quezada. Horizon Golf & Conference Center - Luis Delgadillo. Gordon, Davis, Johnson & Shane P.C. - Harold Davis. The Pledge of Allegiance was said with audience participation.

**4. RECEIVE CITIZEN COMMUNICATIONS.**

No citizen Communications.

No Action Necessary.

5. **CONSENT AGENDA.**

- A: Consider and Take Action to approve the Payment of Bills and Invoices for Operations and Construction; and to approve the Transfer of Funds.
- B: Consider and Take Action to approve the Financial Statement for the month ending October 31, 2022.
- C: 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.
- D: Consider and Take Action to approve the minutes for October 27, 2022, Regular Board Meeting.
- E: Consider and Take Action on Pay Estimate No. 11 for Elevated Storage Tank #5.
- F: Consider and Take Action on Pay Estimate No. 5 for Painted Desert at Mission Ridge Unit 4 Water and Wastewater Improvements.
- G: Consider and Take Action on Pay Estimate No. 6 for Sludge Digester Rehabilitation.
- H: Consider and Take Action on Pay Estimate No. 1 and No. 2 for RO D Membrane Replacement project.

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

All in favor: 3 ayes

Opposed: 0 none

Motion passed to approve.

6. **DISCUSSION ON HORIZON VIEW ESTATES SEWER PROJECT.**

Discussion item only. Ms. Troncoso reported they have not received a response from the Texas Water Development Board. As soon as the approval is done, and the funds are released for the design Ms. Troncoso would be updating the Board.

No Action Necessary.

7. **PRESENTATION OF TOD ARCHITECTURAL GUIDELINES.**

Mr. McGinnis requested item be tabled on behalf of TOD.

Item tabled.

No Action Necessary.

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

Mr. McGinnis presented the Management and Operations report and set new calendar.

**See attached report.**

Director Hulsey made a motion to approve the Management Report and was seconded by Director Thomas.

All in favor: 3 ayes  
Opposed: 0 none

Motion passed to approve.

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

Ms. Troncoso discussed and presented the current service commitment applications and construction activity, then presented a summary of the Engineer's Report.

**See attached report.**

Director Hulsey made a motion to approve the Engineering Report relating to construction and engineering activities and was seconded by Director Thomas.

All in favor: 3 ayes

Opposed: 0 none

Motion passed to approve.

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

Mr. Luis Delgadillo discussed the financial report for Spray Field stating October was a pretty good month this year compared to last year because the golf course opened a week earlier so they had one extra week of revenue. Mr. Delgadillo reported they were about \$11,000 ahead of budget on the revenue side.

Director Hulsey made a motion to approve the report relating to management and operational activities of Spray Field No. 1 and was seconded by Director Thomas.

All in favor: 3 ayes

Opposed: 0 none

Motion passed to approve.

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

No one from Moonlight P&Q present.

No Action Necessary.

12. **CONSIDER AND TAKE ACTION ON PAY ESTIMATE No. 3 FINAL FOR RO D MEMBRANE REPLACEMENT PROJECT.**

Ms. Troncoso recommends final payment, everything is complete and warranty documents have been received.

Director Hulsey made a motion to approve Pay Estimate No. 3 final for RO D Membrane replacement project and was seconded by Director Thomas.

All in favor: 3 ayes

Opposed: 0 none

Motion passed to approve.

13. **CONSIDER AND TAKE ACTION ON ACCEPTANCE OF RO D MEMBRANE REPLACEMENT PROJECT.**

Ms. Troncoso recommends acceptance.

Director Hulsey made a motion to accept membrane replacement project of RO D and was seconded by Director Thomas.

All in favor: 3 ayes  
Opposed: 0 none

Motion passed to approve.

14. **CONSIDER AND TAKE ACTION ON CHANGE ORDER No. 3 REVISED FOR SLUDGE DIGESTER REPAIRS.**

Ms. Troncoso explained this change order is a revised change order than the one presented last month stating it was a couple thousand dollars less expensive resulting from the change in methodology to fix holes on the bottom of the digester. Ms. Troncoso asks for approval to reduce the amount of the change order

Director Hulsey made a motion to approve the reduction of change order No. 3 and was seconded by Director Thomas.

All in favor: 3 ayes  
Opposed: 0 none

Motion passed to approve.

15. **CONSIDER AND TAKE ACTION ON CONTRACT RENEWAL WITH MIRACLE DELIVERY.**

Mr. McGinnis explained this is the company that is used to pick up the money from the office to take to the bank. Mr. Alan Petrov reviewed contract and is basically identical to the previous year with a \$100 increase.

Director Hulsey made a motion to accept the contract renewal with Miracle Delivery and was seconded by Director Thomas.

All in favor: 3 ayes

Opposed: 0 none

Motion passed to approve.

16. **CONSIDER AND TAKE ACTION ON RECOMMENDATION OF ACCEPTANCE FOR WALMART WATERLINE RELOCATION FOR OPERATIONS AND MAINTENANCE.**

Ms. Troncoso requested item be tabled.

Item tabled.

17. **CONSIDER AND TAKE ACTION ON RECOMMENDATION OF ACCEPTANCE FOR COCHRAN PARK WATER SYSTEM IMPROVEMENTS.**

Ms. Troncoso reported the Cochran Park water system improvements funded by Dig Deep have been completed and recommends approval so residents may have meters installed.

Director Hulsey made a motion to approve the acceptance for Cochran Park operations and maintenance and was seconded by Director Thomas.

All in favor: 3 ayes

Opposed: 0 none

Motion passed to approve.

18. **CONSIDER AND TAKE ACTION ON RECOMMENDATION OF ACCEPTANCE FOR JACK IN THE BOX WASTEWATER LINE IMPROVEMENTS.**

Ms. Troncoso reported a manhole and wastewater line was installed, has all documentation and recommends approval.

Director Hulsey made a motion to approve the acceptance for Jack in the Box wastewater line improvements and was seconded by Director Thomas.

All in favor: 3 ayes

Opposed: 0 none

Motion passed to approve.

19. **CONSIDER AND TAKE ACTION TO APPROVE ORDER EXCLUDING LAND AND REDEFINING THE BOUNDARIES OF THE DISTRICT FOR HZ VENTURES LLC SERIES C.**

Mr. Alan Petrov stated this was a typical exclusion request and follows the requirements of the Texas Water Code. Since this is an area where service is not available the District is required to exclude it.

Director Hulsey made a motion to approve the exclusion of land and the redefining of the boundaries of the district for HZ Ventures LLC Series C and was seconded by Director Thomas.

All in favor: 3 ayes

Opposed: 0 none

Motion passed to approve.



20. **CONSIDER AND TAKE ACTION TO APPROVE ORDER EXCLUDING LAND AND REDEFINING THE BOUNDARIES OF THE DISTRICT FOR CARSAEN DEVELOPMENT, LP – 13500 PELLICANO.**

Director Jarvis stated this was the same information given as the previous item.

Director Hulsey made a motion to approve the exclusion of land and the redefining of the boundaries of the district for CARSAEN DEVELOPMENT, LP – 13500 Pellicano and was seconded by Director Thomas.

All in favor: 3 ayes

Opposed: 0 none

Motion passed to approve.

21. **AUTHORIZE POSTING NOTICE OF DEADLINE TO FILE APPLICATIONS FOR PLACE ON BALLOT.**

Mr. Alan Petrov explained there was no need to take action and was only placed on the agenda to make sure everyone knew about it since there is an election coming up in the spring that would need to have ballots posted.

No action necessary.

22. **CONSIDER AND TAKE ACTION REGARDING AMENDMENT TO DISTRICT'S RATE ORDER FOR THE AUTOMATED METER CHARGES AND CONNECTION FEES.**

Mr. Petrov explained based on a conversation with Mr. Carlos McGinnis there were a couple of changes made to the rate order. The first change was an increase on the tap fees and a second is to account for the increased cost of the automated meters increasing the tap fee

\$1000.00 and the connection fee \$100.00, there will be an additional charge for smart meters of \$0.89.

Director Hulsey made a motion to change the District's rate order to reflect the previous mentioned items and was seconded by Director Thomas.

All in favor: 3 ayes  
Opposed: 0 none

Motion passed to approve.

**23. CONSIDER AND DISCUSSION REGARDING PURCHASE OF JACKETS FOR STAFF AND BOARD MEMBERS, TAKE ANY ACTION DEEMED NECESSARY.**

Mr. McGinnis presented the Board a picture draft of some jackets for the Board and staff members cost for each being \$32.78. Mr. Petrov explained this was an authorized expenditure should the Board choose to approve and suggested to Mr. McGinnis to have as an item on the agenda.

Director Hulsey made a motion to approve the purchase of jackets for staff and Board Members and was seconded by Director Thomas.

All in favor: 3 ayes  
Opposed: 0 none

Motion passed to approve.

**24. EXECUTIVE SESSION, AS NECESSARY.**

Director Jarvis stated there were two items to be discussed in executive session.

Executive session at 6:47 p.m.  
Returned from executive session at 7:14 p.m.

**25. DISCUSSION CONCERNING THE DEL MAR CONTRACTING LITIGATION.**

Director Jarvis stated after speaking in executive session there is nothing necessary to discuss.

Director Hulsey made a motion to approve the presentation of a letter of an interest for real estate property that was discussed in executive session and was seconded by Director Thomas.

All in favor: 3 ayes  
Opposed: 0 none

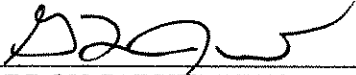
Motion passed to approve.

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

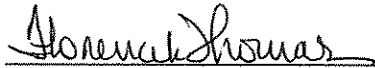
No items to discuss.

There being no further business before the Board, the meeting was upon motion made by Director Hulsey and seconded by Director Thomas all in favor and carried, adjourned at 7:22 p.m.

**READ, APPROVED AND ADOPTED THIS 23<sup>rd</sup> DAY OF January 2023.**



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



**FLORENCE THOMAS, TREASURER**  
**Board of Directors**  
**Horizon Regional M.U.D.**

**CM/VS**