



Agua Special Utility District
P. O. Box 4379 | Mission, Texas | 78573-0075
(956) 585-2459 | FAX (956) 585-1516

Board of Directors

Lloyd Loya, President
Cesar Rodriguez, Jr., Vice-President
Adolfo Arriaga, Secretary
Ivan Sandoval, Treasurer
Franco Lopez, Director
Esequiel Ortiz, Jr., Director
Homero Tijerina, Director

**Regular Meeting of the Board of Directors
(Virtual Meeting)**

Agua S.U.D. Administration Building
3120 North Abram Road
Palmview, Texas

August 10, 2020
6:00 PM
AGENDA

A MEETING OF THE AGUA SPECIAL UTILITY DISTRICT’S BOARD OF DIRECTORS WILL BE HELD BY VIDEOCONFERENCE ON MONDAY, AUGUST 10, 2020 AT 6:00 P.M. AND SHALL BE IN ATTENDANCE VIA A COMPUTER, TABLET OR SMARTPHONE AT THE LINK SHOWN <https://global.gotomeeting.com/join/164889813> OR VIA DIAL IN USING YOUR PHONE AT 1 (571) 317-3112 AND ACCESS CODE: 164-889-813.

THIS AGUA SUD MEETING WILL BE HELD USING VIDEO CONFERENCE SYSTEM AND IS AUTHORIZED BY GOVERNOR GREG ABBOTT’S TEMPORARY SUSPENSION OF CERTAIN ASPECTS OF THE TEXAS OPEN MEETINGS ACT WHICH ALLOWS FOR A GOVERNING BODY TO HOLD A “VIRTUAL” MEETING SO AS TO AVOID GATHERING MEMBERS OF THE PUBLIC AND/OR BOARD MEMBERS, AND STAFF IN A PHYSICAL SETTING THAT MIGHT CONSTITUTE A PUBLIC HEALTH RISK. THERE WILL BE NO PHYSICAL PUBLIC ACCESS TO THIS MEETING, HOWEVER, THERE WILL BE REAL TIME VIRTUAL ACCESS. PLEASE SEE OPEN MEETING LAWS SUBJECT TO TEMPORARY SUSPENSION.

PUBLIC COMMENTS WILL ONLY BE ACCEPTED IN WRITING NO LATER THAN THIRTY (30) MINUTES IN ADVANCE OF THE MEETING BY SENDING THEM TO CYNTHIA VILLARREAL AT cynthiav@aguasud.com. IN THE BODY OF THE EMAIL PLEASE INCLUDE DATE, NAME, ADDRESS, PHONE NUMBER, AGENDA ITEM # IF APPLICABLE OR SUBJECT OF DISCUSSION, AND COMMENTS.

DISCUSSION AND POSSIBLE ACTION ON THE FOLLOWING MATTERS:

1. Call to Order
 - a. Roll Call
 - b. Invocation
 - c. Pledge of Allegiance
 - d. Public Comments (*Refer to paragraph above regarding public comments; email method*)

2. Minutes
 - a. Approval of minutes for the May 18, 2020 Agua Special Board Meeting
3. Discussion and possible action on change of date for the September Board Meeting.
4. Discussion and possible action on amending Non-Standard Service Agreement and 30-year letter for water service to be submitted to Palmview Spur, LP, for the cost related to water service for Silver Spur Apartments Subdivision.
5. Discussion and possible action on a Non-Standard Service Agreement and 30-year letter for water service to be submitted to Liberty Landing Opportunity Zone Fund, LLC, for the cost related to water service for Liberty Landing Subdivision.
6. Discussion and possible action to rescind the Board action of March 13, 2020, approving Change Order No. 15 with Mor-Wil for Palmview Wastewater Collection System Phase 1, Main Lift Station and Forcemain Conveyance System (Project 4).
7. Discussion and possible action on Change Order No. 15A with Mor-Wil for Palmview Wastewater Collection System Phase 1, Main Lift Station and Forcemain Conveyance System (Project 4).
8. Discussion and possible action on approval to reduce the retainage for Mor-Wil for Palmview Wastewater Collection System Phase 1, Main Lift Station and Forcemain Conveyance System (Project 4) subject to Texas Water Development Board approval.
9. Discussion and possible action amending Order for Agua SUD's November 3, 2020 General Election to include: polling locations, dates, and times for early voting and Election Day.
10. General Manager's Report:
 - a. June Financials
 - b. 2nd Quarter Investment Report
 - c. TWDB Palmview Sanitary Sewer Improvements
 - d. NAD Bank Technical Assistance Agreement (Sewer Hook-ups)
 - e. Other Business

11. EXECUTIVE SESSION:

Pursuant to Texas Open Meetings Act and Texas Gov. Code Section 551.001 Consultation with Attorney, 551.072 Regarding Real Property, 551.073 Prospective Gift, 551.074 Personnel Matters and 551.076 Security.

- a. TWDB Palmview Sanitary Sewer Improvements Project

- b. Discussion regarding Civil Action No. 7:20-cv-00086, United States of America vs. 1.2215 Acres of Land, More or Less, et al., pending in the U. S. District Court Southern District of Texas McAllen Division.
12. Discussion and possible action regarding item(s) discussed in Executive Session.
 13. Adjournment.

Notice of Regular Meeting of the
Agua Special Utility District Board of Directors

Notice is hereby given that on the 10th day of August, 2020 the Board of Directors of Agua Special Utility District will hold a regular meeting at 6:00 p.m. at the Agua Administration Building, 3120 North Abram Rd., Mission, Texas 78572. The subjects to be discussed are listed on the agenda, which is attached to and made part of this notice.

If, during the course of the meeting covered by this Notice, the Board of Directors should determine that a closed or executive meeting or session of the Board is required, then such closed or executive meeting or session as authorized by the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., will be held by the Board at the date, hour and place given in this Notice or as soon after the commencement of the meeting covered by this Notice as the Board may conveniently meet in such closed or executive meeting or session concerning any and all purposes permitted by the Act, including, but not limited to the following sections and purposes.

Texas Government Code Section:

- 551.071 Consultation with Attorney.
- 551.072 Deliberation regarding real property.
- 551.073 Deliberation regarding prospective gifts.
- 551.074 Personnel Matters.
- 551.076 Deliberation regarding security devices or security audits.
- 551.0785 Deliberation involving medical or psychiatric records of individuals.
- 551.084 Investigation; exclusion of witness from hearing.
- 551.087 Deliberation regarding economic development negotiation.
- 551.088 Deliberation regarding test item.

Should any final action, final decision, or final vote be required in the opinion of the Board of Directors with regard to any matter considered in such closed or executive meeting or session, then the final action, final decision, or final vote shall be either:

- (a) in the open meeting covered by the Notice upon the reconvening of the public meeting; or
- (b) at a subsequent public meeting of the Board of Directors upon notice thereof; as the Board shall determine.

On this the 7th day of August, 2020 was posted on the Agua SUD official website and in a place convenient to the public in the bulletin board at Agua Special Utility District, 3120 North Abram Rd. Palmview, Texas 78572 at 4:00 p.m. on said date.

/s/
Cynthia Villarreal, Executive Assistant