



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

November 9, 2020

6:00 PM

AGENDA

A MEETING OF THE AGUA SPECIAL UTILITY DISTRICT'S BOARD OF DIRECTORS WILL BE HELD BY VIDEOCONFERENCE ON MONDAY, NOVEMBER 9, 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/450116733> OR VIA DIAL IN USING YOUR PHONE AT 1 (571) 317-3112 AND ACCESS CODE: 450-116-733.

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. Public Comments (*Refer to paragraph above regarding public comments; email method*)
2. Minutes
 - a. Approval of minutes for the July 20, 2020 Agua Special Board Meeting

- b. Approval of minutes for the August 10, 2020 Agua Board Meeting
 - c. Approval of minutes for the August 28, 2020 Agua Special Board Meeting
 - d. Approval of minutes for the September 14, 2020 Agua Board Meeting
3. Discussion and possible action on amending Non-Standard Service Agreement for water service to be submitted to Liberty Landing Opportunity Zone Fund, LLC, for the cost related to water service for Liberty Landing Subdivision.
4. Discussion and possible action on a 30-year letter for wastewater service to be submitted to El Polako Investments, LLC, for the cost related to wastewater service for Salinas Estates Phase 1 Subdivision.
5. Discussion and possible action on authorizing General Manager to advertise for competitive bids on waterline and meter maintenance supplies, pipe and fittings.
6. Discussion and possible action on authorizing General Manager to advertise a request for proposals for Janitorial Services for Agua SUD offices and buildings.
7. Discussion and possible action on authorizing General Manager to advertise a request for proposals for bank depository services for the District's public funds.
8. Discussion and possible action on approval of Change Order No. 1 with Maguire Iron Inc. for Penitas Elevated Tower Project.
9. Discussion and possible action on approval of M2 Engineering agreement for Agua SUD's Palmview Wastewater Collection System Project.
10. Discussion and possible action on Employee health insurance plan and all voluntary ancillary products as presented by IAM Insurance Agency.
11. Discussion and possible action to approve the use of the Competitive Sealed Proposal method of contracting, as authorized by Subchapter D, Chapter 2269 of the Texas Government Code, as the project delivery method that provides the best value to the Agua SUD for the Annual Unit Price Contract; authorize the issuance of the Request for Competitive Sealed Proposals for the Annual Unit Price Contract; authorize the selection committee to evaluate and score the received proposals according to the selection criteria in the Request for Competitive Sealed Proposals for recommendation to the Agua SUD Board.
12. General Manager's Report:
 - a. September Financials
 - b. 3rd Quarter Investment Report
 - c. TWDB Palmview Sanitary Sewer Improvements
 - d. NAD Bank Technical Assistance Agreement (Sewer Hook-ups)

e. Other Business

13. 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 Cause No. C-3353-20-I; S&B Infrastructure vs. Agua Special Utility District; In the District Court of Hidalgo County, Texas, 398th Judicial District.

14. Discussion and possible action regarding item(s) discussed in Executive Session.

15. Adjournment.

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

Notice is hereby given that on the 9th day of November, 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 6nd day of November, 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 4:30 p.m. on said date.

/s/
Pamela S. Perez, Project Assistant