

AGUA SPECIAL UTILITY DISTRICT

Regular Meeting of the Board of Directors
Agua SUD Administration Building
3120 North Abram Road
Palmview, Texas

6:00 p.m., September 14, 2020

MINUTES OF REGULAR “VIRTUAL” MEETING

1. The meeting was called to order by Mr. Lloyd Loya at 6:04 p.m., September 14, 2020, at which time Mr. Loya acknowledged the presence of the following Elected Members of the Board of the Agua SUD:

Directors Present:

Mr. Lloyd Loya (Virtually present)
Mr. Cesar Rodríguez, Jr. (Virtually present)
Mr. Adolfo Arriaga (Virtually present)
Mr. Ivan Sandoval (Virtually present)
Mr. Esequiel Ortiz, Jr. (Virtually present)
Mr. Homero Tijerina (Virtually present – joined at 6:03 p.m.)

Directors Absent:

Mr. Franco López

A quorum of the members of the Agua SUD being present, the meeting was duly convened.

Public Comment: None

2. The Board of Directors reviewed and adopted minutes of the June 1, 2020 Agua Board Meeting. The motion was made by Mr. Cesar Rodriguez, Jr. and seconded by Mr. Esequiel Ortiz, Jr. and was unanimously approved by the Board.
3. The Board of Directors approved the 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. The motion was made by Mr. Ivan Sandoval and seconded by Mr. Esequiel Ortiz, Jr. and was unanimously approved by the Board.
4. The Board of Directors approved the Non-Standard Service Agreement and 30-year letter for water & sewer service to be submitted to Mrs. Lourdes Montemayor, for the cost related to water & sewer service for Divina Misericordia Subdivision. The motion was made by Mr. Ivan

Sandoval and seconded by Mr. Esequiel Ortiz, Jr. and was unanimously approved by the Board.

5. The Board of Directors approved the Non-Standard Service Agreement and 30-year letter for water service to be submitted to Mr. Julio Cerda, for the cost related to water service for Matermi Subdivision. The motion was made by Mr. Esequiel Ortiz, Jr. and seconded by Mr. Homero Tijerina and was unanimously approved by the Board.
6. The Board of Directors approved the Non-Standard Service Agreement and 30-year letter for water service to be submitted to CIL Fresh Properties LLC, for the cost related to water service for Camou Subdivision. The motion was made by Mr. Homero Tijerina and seconded by Mr. Ivan Sandoval and was unanimously approved by the Board.
7. The Board of Directors approved the Non-Standard Service Agreement and 30-year letter for water & sewer service to be submitted to GarVic Properties LP, for the cost related to water & sewer service for El Pinto Estates Phase 1 Subdivision. The motion was made by Mr. Esequiel Ortiz, Jr. and seconded by Mr. Homero Tijerina and was unanimously approved by the Board.
8. The Board of Directors approved the Non-Standard Service Agreement and 30-year letter for water service to be submitted to Carlos Leal Jr., for the cost related to water service for Las Comadres No. 8 Subdivision. The motion was made by Mr. Homero Tijerina and seconded by Mr. Ivan Sandoval and was unanimously approved by the Board.
9. The Board of Directors approved the Non-Standard Service Agreement and 30-year letter for water service to be submitted to Everardo Villarreal & Rigoberto Villarreal, for the cost related to water service for Western Oak Subdivision. The motion was made by Mr. Ivan Sandoval and seconded by Mr. Esequiel Ortiz, Jr. and was unanimously approved by the Board.
10. The Board of Directors approved the Non-Standard Service Agreement and 30-year letter for water service to be submitted Amador & Graciela Hernandez, for the cost related to water service for Karolina Ysabella Subdivision. The motion was made by Mr. Homero Tijerina and seconded by Mr. Ivan Sandoval and was unanimously approved by the Board.
11. The Board of Directors approved JCS for the purchase of the chlorine dioxide generator service, TMB for the level indicators and Evoqua for the purchase and delivery of 25% sodium chlorite as recommended by the General Manager and staff. The motion was made by Mr. Homer Tijerina and seconded by Mr. Ivan Sandoval and was unanimously approved by the Board.
12. The Board of Directors moved item twelve regarding the substantial completion for L & G Construction (Western & Eastern portion) for Palmview Wastewater Collection System Phase I, Group B&F (Project 1) into executive session. The motion was made by Mr. Esequiel Ortiz, Jr. and seconded by Mr. Homero Tijerina and was unanimously approved by the Board.
13. The Board of Directors moved item thirteen regarding the Substantial completion for Jimmy Closner for Palmview Wastewater Collection System Phase 1, Lift Stations A2, F, G & G7 (Project 3) into executive session. The motion was made by Mr. Esequiel Ortiz, Jr. and seconded by Mr. Homero Tijerina and was unanimously approved by the Board.

14. The Board of Directors approved Change Order #6 for SureTec., Palmview Wastewater Collection System Phase 1, Group A&G (Project 2) as recommended by Humberto Guerrero, S&B Infrastructure. The motion was made by Mr. Esequiel Ortiz, Jr. and seconded by Mr. Adolfo Arriaga and was unanimously approved by the Board.
15. The Board of Directors approved Change Order No. 10 with L & G Construction for Palmview Wastewater Collection System Phase I, Group B&F (Project 1) as recommended by Mr. Jose E. Saenz, General Manager and Mr. Humberto Guerrero, S&B Infrastructure and subject to Texas Water Development Board approval. The motion was made by Mr. Esequiel Ortiz, Jr. and seconded by Mr. Cesar Rodríguez, Jr. and was unanimously approved by the Board.
16. The Board of Directors moved item sixteen into executive session regarding the 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. The motion was made by Mr. Adolfo Arriaga and seconded by Mr. Ivan Sandoval and was unanimously approved by the Board.
17. The Board of Directors approved agreement with M2 Engineering for Mile 3 Rd. Waterline Improvements. The motion was made by Mr. Esequiel Ortiz, Jr. and seconded by Mr. Adolfo Arriaga and was unanimously approved by the Board.
18. The Board of Directors approved agreement with M2 Engineering for Liberty Rd. Waterline Improvements. The motion was made by Mr. Esequiel Ortiz, Jr. and seconded by Mr. Adolfo Arriaga and was unanimously approved by the Board.
19. The Board of Directors authorized General Manager to advertise for Mile 3 Rd. Waterline Improvements. The motion was made by Mr. Esequiel Ortiz, Jr. and seconded by Mr. Adolfo Arriaga and was unanimously approved by the Board.
20. The Board of Directors authorized General Manager to advertise for Liberty Rd. Waterline Improvements. The motion was made by Mr. Esequiel Ortiz, Jr. and seconded by Mr. Adolfo Arriaga and was unanimously approved by the Board.
21. The Board of Directors authorized General Manager to advertise for FM 492 Water Recovery and Waste Process Improvement (Water Saver). The motion was made by Mr. Esequiel Ortiz, Jr. and seconded by Mr. Adolfo Arriaga and was unanimously approved by the Board.
22. The Board of Directors approved contract agreement for election services with Hidalgo County Elections Administrator. The motion was made by Mr. Esequiel Ortiz, Jr. and seconded by Mr. Adolfo Arriaga and was unanimously approved by the Board.
23. The Board of Directors received a report from the General Manager on operations and finance including:
 - a. July Financials
 - b. August Financials
 - c. TWDB Palmview Sanitary Sewer Improvements
 - d. NAD Bank Technical Assistance Agreement (Sewer Hook-ups).
 - e. Other business included advising the Board of Directors of the Census Rally

24. The Board of Directors recessed into an Executive (closed) meeting at 6:34 p.m. under 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. The motion was made by Mr. Adolfo Arriaga and seconded by Mr. Esequiel Ortiz, Jr. and was unanimously approved by the Board.

ITEM 12. Discussion and possible action on approval of the Substantial completion for L & G Construction (Western & Eastern portion) for Palmview Wastewater Collection System Phase I, Group B&F (Project 1).

ITEM 13. Discussion and possible action on approval of the Substantial completion for Jimmy Closner for Palmview Wastewater Collection System Phase 1, Lift Stations A2, F, G & G7 (Project 3).

ITEM 16. 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.

ITEM 24.a. TWDB Palmview Sanitary Sewer Improvements Project.

At 7:13 p.m., The Board moved to reconvene in open session and no action was taken in executive session. The motion was made by Mr. Homero Tijerina and seconded by Mr. Adolfo Arriaga and was unanimously approved by the Board.

25. The Board of Directors took no action in open session regarding item(s) discussed in executive session for the following:


ITEM 12. The Board of Directors approved Substantial completion with L & G Construction (Western & Eastern portion) for Palmview Wastewater Collection System Phase I, Group B&F (Project 1) as recommended by Humberto Guerrero, S&B Infrastructure. The motion was made by Mr. Adolfo Arriaga and seconded by Mr. Homero Tijerina and was unanimously approved by the Board.

ITEM 13. The Board of Directors approved substantial completion for Jimmy Closner for Palmview Wastewater Collection System Phase 1, Lift Stations A2, F, G & G7 (Project 3) as recommended Humberto Guerrero, S&B Infrastructure. The motion was made by Mr. Adolfo Arriaga and seconded by Mr. Homero Tijerina and was unanimously approved by the Board.


- ITEM 16. The Board of Directors tabled reduction of 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. The motion was made by Mr. Homero Tijerina and seconded by Mr. Adolfo Arriaga and was unanimously approved by the Board.
- ITEM 24.a. The Board of Directors took no action on TWDB Palmview Sanitary Sewer Improvements Project.

At 7:18 p.m., Mr. Homero Tijerina moved for adjournment. Motion was seconded by Mr. Esequiel Ortiz, Jr. and was unanimously approved by the Board.

Approved, the 14th of January, 2021


Homero Tijerina, President, Agua SUD

Attested by:


Maribel Diaz, Secretary, Agua SUD