



Agua Special Utility District
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Regular Meeting of the Board of Directors
Agua S.U.D. Administration Building
3120 North Abram Road
Palmview, Texas

Board of Directors
Homero Tijerina, President
Ivan Sandoval, Vice-President
Maribel Diaz, Secretary
Esmeralda H. Solis, Treasurer
Lloyd Loya, Director
Cesar Rodriguez, Jr., Director
Adolfo Arriaga, Director

October 4, 2021
6:00 PM
AGENDA

A MEETING OF THE AGUA SPECIAL UTILITY DISTRICT'S BOARD OF DIRECTORS WILL BE HELD AT THE DISTRICT'S ADMINISTRATION BUILDING, 3120 NORTH ABRAM ROAD, PALMVIEW, TEXAS, ON MONDAY, OCTOBER 4, 2021 AT 6:00 PM. THE MEETING MAY ALSO BE ATTENDED BY VIDEOCONFERENCE VIA A COMPUTER, TABLET OR SMARTPHONE AT THE LINK SHOWN <https://global.gotomeeting.com/join/149695461> OR VIA DIAL IN USING YOUR PHONE AT 1 (872) 240-3212 AND ACCESS CODE: 149-695-461.

PUBLIC COMMENTS VIA VIDEOCONFERENCE WILL NEED TO BE SUBMITTED 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. Pledge of allegiance
 - c. Introduction and welcome of new General Manager, Roberto J. Salinas.
 - d. Public Comments
2. Minutes
 - a. Approval of minutes for the June 3, 2021 Agua Board Meeting
 - b. Approval of minutes of the July 1, 2021 Agua Board Meeting

3. Presentation, discussion and possible action regarding proposal by Aypa Power for lease of district property for power backup facility.
This matter may be taken into Executive Session pursuant to Texas Open Meetings Act, Texas Government Code Sections 551.071 (Consultation with Attorney) and 551.072 (Real Property).
4. Discussion and possible action regarding electrical power contract with Direct Energy Business LLC dated November 27, 2019.
This matter may be taken into Executive Session pursuant to Texas Open Meetings Act, Texas Government Code Section 551.071 (Consultation with Attorney).
5. Discussion and possible action regarding Energy Services Agreement between District and Valiant Energy Sources LLC.
This matter may be taken into Executive Session pursuant to Texas Open Meetings Act, Texas Government Code Section 551.071 (Consultation with Attorney).
6. Discussion and possible action regarding solicitation of energy services consulting agreement.
This matter may be taken into Executive Session pursuant to Texas Open Meetings Act, Texas Government Code Section 551.071 (Consultation with Attorney).
7. Presentation, discussion and possible action on recommendations by committee to amend fee schedule set forth in District Rules Article 9.
8. Discussion and possible action regarding approval of contract for services, consultation, and support between Agua SUD and CSJ Group.
This matter may be taken into Executive Session pursuant to Texas Open Meetings Act, Texas Government Code Sections 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters).
9. Discussion and possible action regarding offer to terminate easement from L&G Engineering on behalf of Hidalgo County for Liberty Rd Project (TXDOT Project)
This matter may be taken into Executive Session pursuant to Texas Open Meetings Act, Texas Government Code Sections 551.071 (Consultation with Attorney) and 551.072 (Real Property).
10. Discussion and possible action authorizing revision of scope and funding for Yardline Project to include extension of mainline pursuant to recommendation by NAD Bank.
11. Discussion and possible action of approval for amendment #1 to work authorization #12 with M2 Engineering PLLC for additional services for Yardline Project.
12. General Manager's Report:

- a. July Financials
- b. NAD Bank Technical Assistance Agreement (Sewer Hook-ups)
- c. Agua SUD's Mobile Application
- d. Salida del Sol Tank Certification
- e. Mendiola Project
- f. Status on Water Meters
- g. Status on Cause No. C-3856-20-D; Marvin Lee Terveen vs. Agua Special Utility District, Mor-Wil, LLC, S&B Infrastructure, LTD; In the District Court of Hidalgo County, Texas, 206th Judicial District.

13. EXECUTIVE SESSION:

As provided by Texas Open Meetings Act, Texas Government Code Sections 551.071-551.091, the Board of Directors may convene in closed Executive Session to deliberate, discuss, or consult regarding the matters listed below and, on proper motion and approval, any of the items set forth above.

- a. TWDB Palmview Sanitary Sewer Improvements Project. ***Texas Open Meetings Act, Texas Government Code Section 551.071 (Consultation with Attorney).***
- b. 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. ***Texas Open Meetings Act, Texas Government Code Section 551.071 (Consultation with Attorney).***
- c. Mor-Wil, LLC Liquidated Damages for Palmview Wastewater Collection System, Main Lift Station and Force Main. (Project 4). ***Texas Open Meetings Act, Texas Government Code Section 551.071 (Consultation with Attorney).***
- d. Jimmy Closner & Sons Liquidated Damages for Palmview Wastewater Collection System Phase 1, Lift Stations A2, F, G, & G7. (Project 3). ***Texas Open Meetings Act, Texas Government Code Section 551.071 (Consultation with Attorney).***

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

15. Adjournment.

On this the 1st day of October, 2021 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 5:00 p.m. on said date.

/s/

Pamela S. Perez, Project Manager