

AGUA SPECIAL UTILITY DISTRICT

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

12:00 p.m., May 14, 2018

MINUTES OF SPECIAL MEETING

1. The meeting was called to order by Mr. Roger Hernández, III at 12:00 p.m., May 14, 2018, at which time Mr. Hernández acknowledged the presence of the following Elected Members of the Board of the Agua SUD:

Directors Present:

Mr. Rogelio Hernández, III
Mr. Lloyd Loya
Mr. Esequiel Ortiz, Jr.
Mr. Cesar Rodriguez, Jr.

Directors Absent

Mr. Homer Tijerina
Mr. Ricardo Ochoa
Mr. Ivan Sandoval

A quorum of the members of the Agua SUD being present, the meeting was duly convened. Invocation was presented by Mr. Dagoberto Soto.

2. The Board of Directors adopted an order canvassing the results of the general election held on May 5, 2018 as provided by the Hidalgo County Elections Administrator and results were as followed: Director for City of Penitas: Lloyd A. Loya: Early Votes: 438, Election Day Votes: 80, Total Votes: 518; Noe Garza: Early Votes: 22, Election Day Votes: 8, Total Votes: 30; Juan Gonzalez: Early Votes: 216, Election Day Votes: 80, Total Votes: 296. Election Results for Director – City of Penitas. The Board certifies that a MAJORITY of the resident, qualified voters of the Agua SUD City of Penitas district voted for Lloyd A. Loya, and such individual is hereby elected as director for City of Penitas. The motion was made by Mr. Cesar Rodriguez Jr. and seconded by Mr. Esequiel Ortiz, Jr. and was unanimously approved by the Board.

Director for City of Mission: Cesar Rodriguez, Jr.: Early Votes: 60, Election Day Votes: 8, Total Votes: 68; Eric Sanchez: Early Votes: 53, Election Day Votes: 12, Total Votes: 65. Election Results for Director – City of Mission. The Board certifies that a MAJORITY of the resident, qualified voters of the Agua SUD City of Mission district voted for Cesar Rodriguez, Jr., and such individual is hereby elected as director for City of Mission. The motion was made by Mr. Lloyd Loya and seconded by Mr. Esequiel Ortiz, Jr. and was unanimously approved by the Board. Director for City of Sullivan City: Julian Pena: Early Votes: 379, Election Day Votes: 59, Total Votes: 438; Ivan Sandoval: Early Votes: 455, Election Day Votes: 64, Total Votes: 519. Election Results for Director – City of Sullivan City. The Board certifies that a MAJORITY of the resident, qualified voters of the Agua SUD City of Sullivan City district voted for Ivan Sandoval, and such individual is hereby elected as director for City of Sullivan City. The motion was made by Mr. Lloyd Loya and seconded by Mr. Esequiel Ortiz, Jr. and was unanimously approved by the Board. Director for City of La Joya: Adolfo Arriaga: Early Votes: 159, Election Day Votes: 32, Total Votes: 191; JJ Luna: Early Votes: 64, Election Day Votes: 32, Total Votes: 96. Election Results for Director – City of La Joya. The Board certifies that a MAJORITY of the resident, qualified voters of the Agua SUD City of La Joya district voted for Adolfo Arriaga, and such individual is hereby elected as director for City of La Joya. The motion was made by Mr. Esequiel Ortiz, Jr. and seconded by Mr. Cesar Rodriguez, Jr. and was unanimously approved by the Board.

3. The Board of Directors approved to negotiate and enter into contract with Map Studies Consultant for the home survey proposal for sanitary sewer hookups. The motion was made by Mr. Lloyd Loya and seconded by Mr. Esequiel Ortiz, Jr. and was unanimously approved by the Board.
4. The Board of Directors recessed into an Executive (closed) meeting at 12:06 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. Cesar Rodriguez, Jr. and seconded by Mr. Esequiel Ortiz, Jr. and was unanimously approved by the Board.
 - a. Discussion regarding CCD-0447-D; Agua Special Utility District v. Diana G. Garza,; Condemnation Proceeding; County Court at Law No. 4, Hidalgo County, Texas.
 - b. Discussion regarding position of Agua SUD General Manager and possible negotiation with Interim General Manager.
 - c. Discussion regarding Legal Services/Assignments and Litigation.

At 12:48 p.m., The Board moved to reconvene in open session and no action was taken in executive session. The motion was made by Mr. Esequiel Ortiz, Jr. and seconded by Mr. Cesar Rodriguez, Jr. and was unanimously approved by the Board.

5. The Board of Directors took the following action in open session regarding item(s) discussed in executive session:

Item 4. a. The Board of Directors took no action on CCD-0447-D; Agua Special Utility District v. Diana G. Garza,; Condemnation Proceeding; County Court at Law No. 4, Hidalgo County, Texas.

Item 4. b. The Board of Directors approved that Interim General Manager, Mr. Eddie Saenz be hired as General Manager and board authorized Board President and Attorney to proceed with negotiations as discussed in executive session and for Board President to execute all necessary documents. The motion was made by Mr. Lloyd Loya and seconded by Mr. Cesar Rodriguez, Jr. and was unanimously approved by the Board.

Item 4. c. The Board of Directors authorized Board President and General Manager to proceed as directed in executive session to negotiate with Frank Garza for legal services and authorize Board President to execute any necessary documents. The motion was made by Mr. Cesar Rodriguez, Jr. and seconded by Mr. Esequiel Ortiz, Jr. and was unanimously approved by the Board.

At 12:50 p.m., Mr. Cesar Rodriguez, Jr. moved for adjournment. Motion was seconded by Mr. Esequiel Ortiz, Jr. and was unanimously approved by the Board.

Approved, the 4th day of June, 2018



Roger Hernández, III, President, Agua SUD

Attested by:



Esequiel Ortiz, Jr., Secretary, Agua SUD