

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., May 2, 2022

MINUTES OF REGULAR MEETING

1. The meeting was called to order by Mrs. Esmeralda H. Solis at 6:00 p.m., May 2, 2022, at which time Mrs. Solis acknowledged the presence of the following Elected Members of the Board of the Agua SUD:

Directors Present:

Mrs. Esmeralda H. Solis
Mr. Ricardo Perez
Mr. Lloyd Loya
Mr. Homero Tijerina (arrived at 6:01 p.m.)
Mr. Ivan Sandoval

Directors Absent:

Mr. Cesar Rodríguez, Jr.
Ms. Maribel Diaz

A quorum of the members of the Agua SUD being present, the meeting was duly convened. Mrs. Cynthia Villarreal presented invocation.

Public Comment: None received.

2. The Board of Directors reviewed and adopted minutes of the April 4, 2022 Agua Board Meeting. The motion was made by Mr. Homero Tijerina and seconded by Mr. Ivan Sandoval and was unanimously approved by the Board.
3. The Board of Directors approved a Non-Standard Service Agreement for water and wastewater services to be submitted to FPST, LLC for the cost related to water & wastewater service for Greenley Acres Subdivision. The motion was made by Mr. Lloyd Loya and seconded by Mr. Homero Tijerina and was unanimously approved by the Board.
4. The Board of Directors approved a Non-Standard Service Agreement for water to be submitted to Juan E. Cadena and Maria Del Carmen Cadena, for the cost related to water service for Cadena Estates Subdivision. The motion was made by Mr. Homero Tijerina and seconded by Mr. Ivan Sandoval and was unanimously approved by the Board.

5. The Board of Directors tabled to revise the Rules of Procedures, Conduct and Decorum of the Agua SUD Board Meetings. The motion was made by Mr. Lloyd Loya and seconded by Mr. Homero Tijerina and was unanimously approved by the Board.
6. The Board of Directors approved Change Order No. 3 with RDH Site and Concrete, LLC, for the Mile 3 Road Waterline Relocation Improvement Project for an increase of 39 calendar days due to material delays, rain days and holiday. The motion was made by Mr. Lloyd Loya and seconded by Mr. Homero Tijerina and was unanimously approved by the Board.
7. The Board of Directors received a report from the General Manager on operations and finance including:
 - a. March Financials
 - b. 1st Quarter Investment Report
 - c. PSI Smart Water Meter and Lighting Lease Agreement Payment – Board of Directors were advised that the payments for the PSI Smart Water Meter and Lighting Phase 1 and Phase 2 were made on April 28, 2022 in the amounts of \$349,560.00 and April 29, 2022 in the amount of \$188,656.88 and the vehicle lease payment was made April 22, 2022 in the amount of \$101,257.49.
8. The Board of Directors received a report from the District Engineer on ongoing projects including:
 - a. NAD Bank Technical Assistance Agreement (Sewer Hook-ups) summary of hookups on the Mor-Wil project, 1,435 service connections, 1,199 connected, 1,166 septic tanks fully pumped out, and 1,159 fully decommissioned.
 - b. Construction is approximately 95% - 97% complete for Mile 3 Road Waterline Improvements Project. Overall, Mile 3 Road Waterline Improvements Project is pending two service connections and 8-inch and 12-inch waterline testing.
 - c. TWDB Palmview Sanitary Sewer Improvements Project Update – Walk through for Group A& G is scheduled for May 3, 2022 at 8:30am with TWD, M2 Engineering and Agua SUD.
9. The Board of Directors recessed into an Executive (closed) meeting at 6:14 p.m. under Texas Gov. 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. The motion was made by Mr. Homero Tijerina and seconded by Mr. Lloyd Loya and was unanimously approved by the Board.

ITEM 9. a. TWDB Palmview Sanitary Sewer Improvements Project. *Texas Open Meetings Act, Texas Government Code Section 551.071 (Consultation with Attorney).*

ITEM 9. b. Performance Services, Inc. litigation. *Texas Open Meetings Act, Texas Government Code Section 551.071 (Consultation with Attorney).*

- ITEM 9. c. FM 492WTP Water Recovery and Waste Process Improvements (Water Saver) Update. *Texas Open Meetings Act, Texas Government Code Section 551.071 (Consultation with Attorney).*

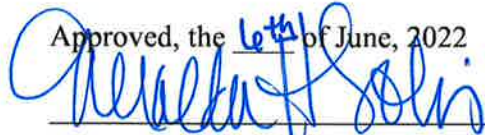
At 6:40 p.m., The Board moved to reconvene in open session and no action was taken in executive session. The motion was made by Mr. Lloyd Loya and seconded by Mr. Homero Tijerina and was unanimously approved by the Board.

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

- ITEM 9.a. The Board of Directors took no action on TWDB Palmview Sanitary Sewer Improvements Project.
- ITEM 9.b. The Board of Directors took no action on Performance Services, Inc. litigation.
- ITEM 9.c. The Board of Directors took no action on the FM 492WTP Water Recovery and Waste Process Improvements (Water Saver) Update.

At 6:41 p.m., Mr. Homero Tijerina moved for adjournment. Motion was seconded by Mr. Ivan Sandoval and was unanimously approved by the Board.

Approved, the 6th of June, 2022



Esmeralda H. Solis, President, Agua SUD

Attested by:



Cesar Rodriguez, Jr., Secretary, Agua SUD