

MINUTES
PUBLIC SERVICE BOARD
CITY OF EL PASO
August 11, 2021

The regular meeting of the Public Service Board was held in person, Wednesday, August 11, 2021.

PSB MEMBERS PRESENT

Dr. Kristina D. Mena, Chair
Christopher A. Antcliff, Secretary-Treasurer
Charlie Intebi, Member
Lisa Saenz, Member
Bryan Morris, Member
Mayor Oscar Leeser, Ex-Officio Member

PSB MEMBERS ABSENT

Dr. Ivonne Santiago, Vice Chair

PSB EMPLOYEES PRESENT

John E. Balliew, P.E., President and Chief Executive Officer
Daniel Ortiz, General Counsel

EPWATER EMPLOYEES PRESENT

Alan Shubert, Vice President
Marcela Navarrete, Vice President
Art Duran, Chief Financial Officer
Claudia Duran, Executive Assistant to the President/CEO
Gilbert Trejo, Chief Technical Officer
Sol Cortez, Deputy General Counsel
Michaela Grambling, Assistant General Counsel
Rocio Alvarado, Senior Land and Contract Administrator
Alma De Anda, Utility Land and Water Rights Manager
Raquel Izaguirre, Support Services
Ciara Grier, Support Services I
Lisa Rosendorf, Chief Communications & Government Affairs Officer
Michelle Valdez, Purchasing Agent
Geoffrey Espineli, Engineering Division Manager
Gisela Dagnino, Engineering Division Manager
Paul Rivas, Chief Operations Officer
Alejandro Vidales, Real Estate Manager
Denise Parra, Lead Public Affairs Coordinator
Martin Noriega, Chief Operations Officer
Christina Montoya, Marketing and Communications Manager
Felipe Lopez, Chief Operations Officer
Ivan Hernandez, Engineering Division Manager
Scott Reinert, Water Resource Manager
Robert Davidson, Contract Construction Administration
Rose Guevara, Senior Purchasing Agent
Laura Foster, Project Consultant
Joey Paz, Stormwater Superintendent
Martin Ortiz, Wastewater Plant Superintendent
Severo Borrego, Instrumentation Control Manager
Teresa Alcalá, Laboratory Services Manager

GUESTS

Estrella Escobar
Malynda Cappelle

MEDIA

The Public Service Board meeting was called to order by Dr. Mena at 8:04 a.m. A quorum of its members was present. After a moment of silence, those in attendance joined Lisa Rosendorf, in reciting the Pledge of Allegiance.

CONSENT AGENDA

On a motion made by Mr. Antcliff, seconded by Mr. Morris and unanimously carried, the Board took action on the following agenda items:

1. CONSIDERED AND APPROVED THE MINUTES OF THE REGULARLY SCHEDULED MEETING HELD ON JULY 14, 2021.

REGULAR AGENDA

2. PRESENTATION OF EPWATER SAFEST SECTION OF THE 2ND QUARTER AWARDS

Christina Montoya, Marketing and Communications Manager, provided a presentation to the Board regarding this item. Martin Ortiz received the award for section 670- Robert R. Bustamante Wastewater Treatment Plant, Joey Paz received the award for section 210- Storm Water, Severo Borrego received the award for section 825- SCADA and Teresa Alcala received the award for section 525- Laboratory Services.

3. DEEMED SOUTHWEST TRUCK SALES AS NON-RESPONSIVE FOR LINE ITEM 1 OF THE SOLICITATION AND CONSIDERED AND AWARDED BID NUMBER 53-21 UTILITY TRUCKS TO THE LOWEST, RESPONSIVE, RESPONSIBLE BIDDER RUDOLPH CHEVROLET LLC, FOR LINE ITEMS 1-5 IN THE AMOUNT OF \$556,157.

Ivan Ibarra, Fleet and Building Maintenance Supervisor, provided a presentation to the Board regarding this item (copy on file in Central Files). EPWater is in need of new utility trucks. These are a Class 2 and 3 type Cab and Chassis trucks upfitted with utility-style service bodies. This purchase is to keep our fleet in good working order and replace our older models in order to do our daily functions.

On a motion made by Mayor Leeser, seconded by Mr. Antcliff and unanimously carried, the Board deemed Southwest Truck Sales as non-responsive for line item 1 of the solicitation and considered and awarded Bid Number 53-21 Utility Trucks to the lowest, responsive, responsible bidder Rudolph Chevrolet LLC, for line items 1-5 in the amount of \$556,157.

4. CONSIDERED AND AWARDED BID NUMBER 46-21, KBH SOURCE WATER AUGMENTATION PARALLEL PIPELINE, TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER, CMD ENDEAVORS, INC., IN THE AMOUNT OF \$6,391,790.

Scott Reinert, Water Resources Manager, provided a presentation to the Board regarding this item (copy on file in Central Files). The Kay Bailey Hutchison Desalination Facility (KBH) plant uses brackish ground water as its source water, and fresh groundwater to blend with desalinated water to increase the output from the plant. Over time the fresh wells have become brackish and can no longer be used as blend wells. This project will construct a pipeline and convert blend wells into brackish wells that will provide an additional brackish groundwater source to the KBH. Mr. Reinert answered questions from the Board on this item.

On a motion made by Mr. Morris, seconded by Mr. Antcliff and unanimously carried, the Board awarded Bid Number 46-21, KBH Source Water Augmentation Parallel Pipeline, to the lowest responsive, responsible bidder, CMD Endeavors, Inc., in the amount of \$6,391,790.

5. CONSIDERED AND AWARDED BID NUMBER 35-21, AIRPORT WELL FIELD ELECTRICAL IMPROVEMENTS CORRIDOR C, TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER, LONGHORN ELECTRICAL SERVICES, INC., IN THE AMOUNT OF \$3,248,000 AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

Gilbert Trejo, Chief Technical Officer, provided a presentation to the Board regarding this item (copy on file in Central Files). The El Paso International Airport (EPIA) well field electrical system requires improvements to its infrastructure. There have been problems with moisture penetrating the conduits, broken junction boxes, disruption of electrical service to the corridor wells, and a need for safety connectivity improvements. Additionally, EPIA has regraded some areas, which have caused ponding in transformers and electrical boxes to be exposed or buried, requiring bollards for rapid location. The proposed improvements will be coordinated with EPIA.

On a motion made by Mr. Antcliff, seconded by Mayor Leeser, and unanimously carried, the Board awarded Bid Number 35-21, Airport Well Field Electrical Improvements Corridor C, to the lowest responsive, responsible bidder, Longhorn Electrical Services, Inc., in the amount of \$3,248,000 and authorized the use of commercial paper.

6. CONSIDERED AND APPROVED A PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR THE AIRPORT WELL FIELD IMPROVEMENTS – ELECTRICAL IMPROVEMENTS – PART 2 PROJECT WITH FREESE AND NICHOLS, INC., FOR CONSTRUCTION PHASE SERVICES IN THE AMOUNT OF \$110,590.23 AND AUTHORIZED FUTURE TASK ORDERS OR AMENDMENTS TO BE ISSUED UNDER THIS CONTRACT FOR ADDITIONAL DESIGN AND CONSTRUCTION PHASE SERVICES IN AN ESTIMATED AMOUNT OF \$300,000, PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROVED BUDGET FOR THE TASK ORDERS OR AMENDMENTS.

Gilbert Trejo, Chief Technical Officer, provided a presentation to the Board regarding this item (copy on file in Central Files). Freese and Nichols designed the project for Bid Number 35-21, Airport Well Field Electrical Improvements Corridor C. The original contract is now expired and this new contract is needed for the construction administration services and to complete any additional engineering services required during the construction of the project.

On a motion made by Mayor Leeser, seconded by Mr. Morris and unanimously carried, the Board approved a professional engineering services contract for the Airport Well Field Improvements – Electrical Improvements – Part 2 project with Freese and Nichols, Inc., for construction phase services in the amount of \$110,590.23 and authorized future task orders or amendments to be issued under this contract for additional design and construction phase services in an estimated amount of \$300,000, provided that funding is available in the approved budget for the task orders or amendments.

7. CONSIDERED AND AWARDED BID NUMBER SW08-21, STEVENS STREET ALLEY STORM DRAIN IMPROVEMENTS TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER KARLSRUHER, INC. DBA CSA CONSTRUCTORS IN THE AMOUNT OF \$252,000.

Mr. Gilbert Trejo, Chief Technical Officer, provided a presentation to the Board regarding this item (copy on file in Central Files.) An existing stormwater pipe from Johnson Ave. daylights into an open ditch located in an alley west of Stevens St. between Johnson Ave. and Lincoln Ave. The open ditch is surrounded by residential homes, apartments and an elementary school; the earthen ditch serves as a natural drain and is in need of repairs and reinforcing to prevent erosion. Mr. Trejo answered questions from the Board on this item.

On a motion made by Mr. Antcliff, seconded by Mayor Leeser, and unanimously carried, the Board awarded Bid Number SW08-21, Stevens Street Alley Storm Drain Improvements to the lowest responsive, responsible bidder Karlsruhe, Inc. dba CSA Constructors in the amount of \$252,000.

8. CONSIDERED AND AWARDED BID NUMBER 33-21, REHABILITATION OF REDD ROAD RESERVOIR TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER, SPIESS CONSTRUCTION COMPANY INC., IN THE AMOUNT OF \$3,375,773.

Mr. Gilbert Trejo, Chief Technical Officer, provided a presentation to the Board regarding this item (copy on file in Central Files.) The Redd Road Tank Reservoir is a 4-million-gallon steel ground reservoir built in 1993 and is part of the Coronado Country Club 1 Pressure Zone. During an inspection conducted in 2019, it was observed that the tank had coating failure and structural concerns due to corrosion such as loose roof support beams and missing bolts. The project consists of removal and replacement of the entire roof, roof support, all columns and entire floor area as well as re-coating of tank interior and exterior and replacement of cathodic protection system. Mr. Trejo answered questions from the Board on this item.

On a motion made by Mr. Morris, seconded by Ms. Saenz and unanimously carried, the Board awarded Bid Number 33-21, Rehabilitation of Redd Road Reservoir to the lowest responsive, responsible bidder, Spiess Construction Company Inc., in the amount of \$3,375,773.

9. CONSIDERED AND AWARDED BID NUMBER 14-21, JOHN T. HICKERSON WRF ULTRAVIOLET DISINFECTION REPLACEMENT TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER, R.M. WRIGHT CONSTRUCTION CO., IN THE AMOUNT OF \$1,933,000 AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

Mr. Gilbert Trejo, Chief Technical Officer, provided a presentation to the Board regarding this item (copy on file in Central Files.) This project will replace the ultraviolet (UV) disinfection system at the John T. Hickerson Water Reclamation Facility. The existing system was installed in the 1990s and parts are no longer available. The UV system is needed to provide final disinfection of the treated wastewater prior to discharging into the Rio Grande. Mr. Trejo answered questions from the Board on this item.

On a motion made by Mr. Antcliff, seconded by Mayor Leeser and unanimously carried, the Board awarded Bid Number 14-21, John T. Hickerson WRF Ultraviolet Disinfection Replacement to the lowest responsive, responsible bidder, R.M. Wright Construction Co., in the amount of \$1,933,000 and authorized the use of commercial paper.

10. CONSIDERED AND AWARDED BID NUMBER 05-21, PLANT EQUIPMENT MAINTENANCE SHOP, TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER, PRIDE GENERAL CONTRACTORS, LLC, IN THE AMOUNT OF \$1,735,788.96 AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

Mr. Gilbert Trejo, Chief Technical Officer, provided a presentation to the Board regarding this item (copy on file in Central Files.) EPWater requires a facility dedicated to repair and maintenance of plant equipment. Existing facilities used for repairs do not have the capacity or shop equipment required for efficient repairs and maintenance operations. This project is for the construction of a facility with the equipment necessary to perform these activities along with an attached office for eight full-time employees. The new shop will be constructed adjacent to the Stormwater Operations facility located at 4727 Fred Wilson Road.

On a motion made by Mr. Antcliff, seconded by Mayor Leeser and unanimously carried, the Board awarded Bid Number 05-21, Plant Equipment Maintenance Shop, to the lowest responsive, responsible bidder, Pride General Contractors, LLC, in the amount of \$1,735,788.96 and authorized the use of commercial paper.

11. CONSIDERED AND APPROVED AMENDMENT TO THE PRE-CONSTRUCTION SERVICES AGREEMENT AWARDED TO MGC CONTRACTORS, INC., FOR THE ROBERTO R. BUSTAMANTE WASTEWATER TREATMENT PLANT HEADWORKS IMPROVEMENTS CONSTRUCTION MANAGEMENT AT RISK PROJECT, FOR THE ADDITIONAL PRE-CONSTRUCTION SERVICES WHICH INCLUDE THE DEVELOPMENT OF GUARANTEED MAXIMUM PRICE PROPOSALS FOR DIFFERENT PROJECT WORK PACKAGES AND ADDITIONAL CONTRACT TIME OF EIGHT MONTHS AT NO ADDITIONAL COST.

Mr. Gilbert Trejo, Chief Technical Officer, provided a presentation to the Board regarding this item (copy on file in Central Files.) The Roberto R. Bustamante Wastewater Treatment Plant (RRBWWTP) headworks was originally built in 1992 and replaced in 2002. The plant is in the process of a capacity upgrade by replacing the existing headworks. In July of 2020, the Public Service Board approved a Pre-Construction Services Agreement with MGC Contractors, Inc., to serve as the Construction Manager at Risk (CMAR) for the RRBWWTP Headworks Improvement project. The pre-construction services to be provided include: design development, field investigations, construction cost estimating, project value engineering, integrated project schedule, advice on construction means and methods, and sequencing of the work. The CMAR contractor, at the 90% design submittal, was to develop a Guaranteed Maximum Price (GMP) proposal to construct the work in accordance with the construction agreement. Staff decided to implement the construction of the project in more than one CMAR work package to begin the improvements as soon as possible and not wait for the completion of the design—a benefit to using the CMAR method for project delivery. The two work packages are as follows: 1) Work Package 1 will improve the grit chambers, associated yard piping, and required demolition and site work. The schedule for Work

Package 1 is from September 2021 to October 2022. Work Package 2 will construct the new headworks pump station, addition to the screening facility, and a new electrical and control building. The schedule for Work Package 2 will begin in June 2022 with an estimated completion date of April 2025. The amendment modifies the Pre-Construction Services Agreement to reflect the additional scope of services including preparation of more than one CMAR GMP proposals (instead of a single GMP) and will adjust the pre-construction services schedule associated with this change in scope; however, it will be at no additional cost to the contract. Mr. Trejo answered questions from the Board on this item.

On a motion made by Mr. Antcliff, seconded by Ms. Saenz, the Board approved Amendment to the Pre-Construction Services Agreement awarded to MGC Contractors, Inc., for the Roberto R. Bustamante Wastewater Treatment Plant Headworks Improvements Construction Management at Risk project, for the additional pre-construction services which include the development of guaranteed maximum price proposals for different project work packages and additional contract time of eight months at no additional cost.

12. CONSIDERED AND APPROVED A CONSTRUCTION MANAGEMENT AT RISK (CMAR) CONSTRUCTION CONTRACT WITH MGC CONTRACTORS, INC., FOR THE ROBERT R. BUSTAMANTE WASTEWATER TREATMENT PLANT HEADWORKS IMPROVEMENTS PROJECT AND ACCEPTED THE GUARANTEED MAXIMUM PRICE FOR EARLY WORK PACKAGE 1 (GMP1) IN THE AMOUNT OF \$6,047,783.15 AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

Mr. Gilbert Trejo, Chief Technical Officer, provided a presentation to the Board regarding this item (copy on file in Central Files.) In July of 2020, the Public Service Board approved a Pre-Construction Services Agreement with MGC Contractors, Inc. (MGC), to serve as the Construction Manager at Risk (CMAR) for the RRBWWTP Headworks Improvement project. MGC is responsible to review design plans, provide cost estimates, procure construction contracts, and provide a Guaranteed Maximum Price (GMP) to EPWater for the construction of the project. The project will be constructed in two work packages. This proposed action is for Work Package 1 which will improve the grit chambers, associated yard piping, and required demolition and site work. The schedule for Work Package 1 is from September 2021 to October 2022. Work Package 2 will be presented to the board for approval in early 2022. Mr. Trejo answered questions from the Board on this item.

On a motion made by Mr. Morris, seconded by Mr. Antcliff and unanimously carried, the Board approved a Construction Management at Risk (CMAR) construction contract with MGC Contractors, Inc., for the Robert R. Bustamante Wastewater Treatment Plant Headworks Improvements project and accepted the Guaranteed Maximum Price for Early Work Package 1 (GMP1) in the amount of \$6,047,783.15 and authorized the use of commercial paper.

13. CONSIDERED AND AWARDED RFS38-21 ENGINEERING SELECTION FOR THE HASKELL R. STREET WASTEWATER TREATMENT PLANT AERATION AND ANOXIC SYSTEM IMPROVEMENTS TO ARCADIS U.S., INC. FOR A PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR PRELIMINARY DESIGN PHASE SERVICES IN THE AMOUNT OF \$434,795.82, AND AUTHORIZED FUTURE TASK ORDERS OR AMENDMENTS TO BE ISSUED UNDER THIS CONTRACT FOR ADDITIONAL DESIGN, BID AND CONSTRUCTION PHASE SERVICES IN THE ESTIMATED AMOUNT OF \$1,500,000 PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROVED BUDGET FOR THE TASK ORDERS OR AMENDMENTS.

Mr. Gilbert Trejo, Chief Technical Officer, provided a presentation to the Board regarding this item (copy on file in Central Files.) The current aeration process used at the Haskell R. Street Wastewater Treatment Plant (WWTP) was built in 1977 as three high purity oxygen basins. In 1997, two of the three basins were converted to anoxic basins. The third basin was never rehabilitated and is not in use. There are submersible mixers and gates at the anoxic basins that are not operational and are in need of replacement. The oxygen supply system has four blowers (two motor and two gas engines) and ceramic diffusers that were also installed in 1997. The plant is now having maintenance issues with the entire aeration system and new technology is available to diffuse the oxygen into the

water. This project will improve the aeration and anoxic systems to treat current and future flows and improve the reliability of the aeration process. Mr. Trejo answered questions from the Board on this item.

On a motion made by Mayor Leaser, seconded by Mr. Intebi and unanimously carried, the Board awarded RFS38-21 Engineering Selection for the Haskell R. Street Wastewater Treatment Plant Aeration and Anoxic System Improvements to Arcadis U.S., Inc. for a professional engineering services contract for preliminary design phase services in the amount of \$434,795.82, and authorized future task orders or amendments to be issued under this contract for additional design, bid and construction phase services in the estimated amount of \$1,500,000 provided that funding is available in the approved budget for the task orders or amendments.

14. CONSIDERED AND AWARDED RFS13-21 ENGINEERING SELECTION FOR THE FRED MILLER PUMP STATION TO IH-10 36-INCH WATER TRANSMISSION MAIN A PROFESSIONAL ENGINEERING SERVICES CONTRACT TO JACOBS ENGINEERING GROUP INC., FOR PRELIMINARY DESIGN PHASE SERVICES IN THE AMOUNT OF \$170,878.52; AUTHORIZED FUTURE TASK ORDERS OR AMENDMENTS TO BE ISSUED UNDER THIS CONTRACT FOR ADDITIONAL DESIGN, BID AND CONSTRUCTION PHASE SERVICES IN THE ESTIMATED AMOUNT OF \$1,000,000 PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROVED BUDGET FOR THE TASK ORDERS OR AMENDMENTS, AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

Mr. Gilbert Trejo, Chief Technical Officer, provided a presentation to the Board regarding this item (copy on file in Central Files.) The Valley Pressure Zone is one of the larger pressure zones in the water distribution system stretching from the Lower Valley to the Upper Valley. Operators in our Central Control facility use several tanks, pump stations, and pipelines to work in unison, to balance water levels across the pressure zone to ensure adequate pressure is always provided to our customers. This project will construct a pipeline to allow the Artcraft, Fred Miller, and Sunset tanks in the Valley Pressure Zone to float more efficiently in unison when transferring water supply between Downtown and the northwest El Paso areas. The project will install 4,500 linear feet of 36-inch water transmission main from the Fred Miller pump station to the 53-inch Canutillo transmission main in the Keystone Dam near Osborne Street, south of I-10. The project will require coordination between EPWater, Texas Department of Transportation, and the U.S. Army Corp of Engineers.

On a motion made by Mr. Antcliff, seconded by Mr. Morris and unanimously carried, the Board awarded RFS13-21 Engineering Selection for the Fred Miller Pump Station to IH-10 36-Inch Water Transmission Main a professional engineering services contract to Jacobs Engineering Group Inc., for preliminary design phase services in the amount of \$170,878.52; authorized future task orders or amendments to be issued under this contract for additional design, bid and construction phase services in the estimated amount of \$1,000,000 provided that funding is available in the approved budget for the task orders or amendments, and authorized the use of commercial paper.

15. CONSIDERED AND APPROVED A PROFESSIONAL ENGINEERING SERVICES CONTRACT WITH CAROLLO ENGINEERS, INC. FOR THE CANAL WATER TREATMENT PLANT RAW WATER INTAKE SCREENS AND STRUCTURAL IMPROVEMENTS – PRIMARY SEDIMENTATION BASIN COVERS – PART 2 FOR ADDITIONAL DESIGN PHASE SERVICES IN THE AMOUNT OF \$25,400 AND AUTHORIZED FUTURE TASK ORDERS OR AMENDMENTS TO BE ISSUED UNDER THIS CONTRACT FOR ADDITIONAL DESIGN AND CONSTRUCTION PHASE SERVICES IN THE ESTIMATED AMOUNT OF \$500,000 PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROVED BUDGET FOR THE TASK ORDERS OR AMENDMENTS.

Mr. Gilbert Trejo, Chief Technical Officer, provided a presentation to the Board regarding this item (copy on file in Central Files.) The Robertson/Umbenhauer Water Treatment Plants (Canal WTP) consists of the Robertson WTP (Plant 1), which was completed in 1942 and rated at 20 MGD, and the Umbenhauer WTP (Plant 2,) which was completed in 1966 and rated at 20 MGD. The planned improvements for the Canal WTP were separated into two phases to accommodate irrigation season that runs from March through October. The first phase included: removal and replacement of the existing raw water intake screens and debris removal equipment and addition of a third screen. This project was completed in May 2020. The second phase included replacement of the covers on

the primary sedimentation basins scheduled for Fiscal Year 2022/2023. Currently, the design of the covers is 95% complete. On October 11, 2017, the Public Service Board approved a professional engineering services contract agreement with Carollo Engineers, Inc., for the design phase services of the Canal WTP Raw Water Intake Screens and Structural Improvements which included the design of the Primary Sedimentation Basin Covers. The original contract is now expired, and a new contract is needed to extend the project duration and for additional design services required to complete the design.

On a motion made by Mr. Antcliff, seconded by Mr. Morris and unanimously carried, the Board approved a professional engineering services contract with Carollo Engineers, Inc. for the Canal Water Treatment Plant Raw Water Intake Screens and Structural Improvements – Primary Sedimentation Basin Covers – Part 2 for additional design phase services in the amount of \$25,400 and authorized future task orders or amendments to be issued under this contract for additional design and construction phase services in the estimated amount of \$500,000 provided that funding is available in the approved budget for the task orders or amendments.

16. CONSIDERED AND APPROVED AN INCREASE IN CAPACITY OF THE MASTER CONTRACT ID MCONTRACTAS21 AWARDED TO CONTRACT ASSOCIATES OF EL PASO, LLC THROUGH ESC REGION 19 BUY BOARD CONTRACT NUMBER 21-7403, FOR AN ADDITIONAL \$1,500,000 TO INCREASE THE MASTER CONTRACT'S CUMULATIVE AMOUNT TO \$2,000,000 AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

Ms. Michelle Valdez, Purchasing Agent, provided a presentation to the Board regarding this item. This fiscal year EPWater is constructing four new buildings in addition to various workspace remodels. The four new buildings include: Field Operations and Customer Service Office, Plant Equipment Maintenance Shop, Wastewater Operations Office, and a SCADA Field Office at the Haskell Wastewater Treatment Plant. The furnishings used by EPWater are standardized so that work environments can be readily reconfigured, repurposed and maintained. The master contract for the furnishings is with Contract Associates of El Paso, LLC, who carry furnishing lines used in existing EPWater buildings. Additional capacity on the master contract is needed to provide the furnishings for the new buildings and remodels.

On a motion made by Mr. Antcliff, seconded by Ms. Saenz and unanimously carried, the Board approved an increase in capacity of the Master Contract ID MCONTRACTAS21 awarded to Contract Associates of El Paso, LLC through ESC Region 19 Buy Board Contract Number 21-7403, for an additional \$1,500,000 to increase the Master Contract's cumulative amount to \$2,000,000 and authorized the use of commercial paper.

17. CONSIDERED AND APPROVED A MASTER CONTRACT FOR PIPES, METALS AND RELATED MATERIALS, SUPPLIES AND SERVICES TO WEST TEXAS INDUSTRIAL CONTRACTORS, LLC THROUGH ESC REGION 19 CONTRACT 21-7393 IN THE ESTIMATED ANNUAL AMOUNT OF \$1,000,000 FOR AN INITIAL TERM OF ONE YEAR WITH AN OPTION FOR THREE ONE-YEAR EXTENSIONS.

Mr. Paul Rivas, Chief Operations Officer, provided a presentation to the Board regarding this item. West Texas Industrial Contractors, LLC provides EPWater with a variety of services including, but not limited to, installation of equipment, piping, wrought and chain link fence work, welding services, overhauling pumps and gearboxes, concrete work, and manufacturing of parts and equipment. West Texas Industrial Contractors, LLC has been very responsive to plant emergencies, recently assisting staff from the Roberto Bustamante Wastewater Treatment Plant on a weekend to assist with digester piping that was plugged. West Texas Industrial Contractors, LLC is used extensively in both the Water and Wastewater Divisions.

On a motion made by Mr. Morris, seconded by Mr. Antcliff and unanimously carried, the Board approved a master contract for Pipes, Metals and Related Materials, Supplies and Services to West Texas Industrial Contractors, LLC through ESC Region 19 Contract 21-7393 in the estimated annual amount of \$1,000,000 for an initial term of one year with an option for three one-year extensions.

18. CONSIDERED AND APPROVED A RESOLUTION AUTHORIZING THE PRESIDENT/CEO TO SIGN AND SUBMIT A GRANT APPLICATION TO THE U.S. DEPARTMENT OF DEFENSE FOR A DEFENSE COMMUNITY INFRASTRUCTURE PROGRAM GRANT IN THE ESTIMATED AMOUNT OF \$8,500,000 FOR THE BACKUP POWER GENERATING SYSTEM AT THE FRED HERVEY WATER RECLAMATION PLANT PROJECT (PROJECT) AND AUTHORIZED AN EPWATER COMMITMENT TO ALLOCATE AN ESTIMATED AMOUNT OF \$3,800,000 TO THE PROJECT; AUTHORIZED THE PRESIDENT/CEO TO PROVIDE ANY OTHER DOCUMENTS NECESSARY TO ACCEPT GRANT FUNDING IN CONNECTION WITH THE GRANT APPLICATION.

Ms. Lisa Rosendorf, Chief Communications and Government Affairs Manager, provided a presentation to the Board regarding this item. DoD's Office of Local Defense Community Cooperation administers the Defense Community Infrastructure Program (DCIP) grant program and funds selected projects that address deficiencies in community infrastructure that support a military installation in order to enhance military value, installation resilience and military family quality of life. EPWater has submitted a preliminary proposal for a \$12,300,000 project to provide a backup power generating system at the Fred Hervey Water Reclamation Plant (Hervey Plant). The Hervey Plant supplies reclaimed water necessary for power generation at the Newman Power Station, which is the main source of power for Fort Bliss. Also, the Hervey Plant has been identified by Fort Bliss as the best option for a wastewater treatment resiliency strategy to be implemented over a multi-year period so that Hervey can treat at least a portion of wastewater from Fort Bliss if the Haskell Plant had any interruption in meeting Fort Bliss wastewater treatment needs. EPWater is requesting a grant of \$8,500,000, and EPWater's match is estimated at \$3,800,000. In early August, DoD is expected to invite selected proposals to submit formal grant applications that will be due at the end of August. A resolution is among the items needed for the application.

On a motion made by Mr. Antcliff, seconded by Mr. Morris and unanimously carried, the Board approved a Resolution authorizing the President/CEO to sign and submit a grant application to the U.S. Department of Defense for a Defense Community Infrastructure Program grant in the estimated amount of \$8,500,000 for the Backup Power Generating System at the Fred Hervey Water Reclamation Plant project (Project) and authorized an EPWater commitment to allocate an estimated amount of \$3,800,000 to the Project; authorized the President/CEO to provide any other documents necessary to accept grant funding in connection with the grant application.

19. CONSIDERED AND APPROVED A RESOLUTION AUTHORIZING THE PRESIDENT AND CEO TO SUBMIT A FLOOD INFRASTRUCTURE FUNDING APPLICATION TO THE TEXAS WATER DEVELOPMENT BOARD FOR AN ESTIMATED AMOUNT OF \$16,900,000 WITH UP TO A 35% GRANT PORTION IN THE ESTIMATED AMOUNT OF \$5,915,000 AND A 65% MATCH THROUGH A ZERO PERCENT INTEREST LOAN FROM TWDB IN THE ESTIMATED AMOUNT OF \$10,985,000 FOR FUNDING THE CONSTRUCTION OF THE WILL RUTH POND AND CONVEYANCE IMPROVEMENTS PROJECT IN EL PASO, TEXAS; AUTHORIZED THE PRESIDENT/CEO AND SECRETARY-TREASURER TO SIGN ANY NECESSARY DOCUMENTS, AND FURTHER AUTHORIZED THE PRESIDENT/CEO TO SIGN AND PROVIDE ANY DOCUMENTS NECESSARY TO ACCEPT GRANT AND BOND FUNDING IN CONNECTION WITH THE PROJECT.

Ms. Lisa Rosendorf, Chief Communications and Government Affairs Manager, provided a presentation to the Board regarding this item. The PSB approved a similar resolution at the July 14, 2021 PSB meeting. However, the TWDB subsequently informed EPWater that it may qualify for additional funding since costs of construction have increased over previously submitted amounts. TWDB also provided information regarding a new resolution if the grant request is increased. In the aftermath of Hurricane Harvey, the Texas state legislature in 2019 passed and Texas voters approved the Flood Infrastructure Fund (FIF) program, providing financial assistance in the form of grants and loans for flood control, flood mitigation and drainage projects. Last year, TWDB invited submissions of abridged applications, and EPWater submitted several applications, including one for the Will Ruth Pond and Conveyance Improvement Project. In June 2021, TWDB invited EPWater to submit a full application for funding, due in August. At the time the abridged application was submitted in 2020, the construction cost was estimated at

\$14,600,000, and staff requested a \$5,100,000 grant (the project was eligible for a 35% grant) along with a zero percent loan for the remaining amount of the project. With design now at 60% completion, the construction costs have risen to \$16,900,000 for the project. EPWater is now revising its application and is requesting a grant amount to \$5,915,000 (35%) and is requesting a zero percent loan for the remaining project amount of \$10,985,000. Mr. Rosendorf answered questions from the Board on this item.

On a motion made by Mr. Antcliff, seconded by Mr. Morris and unanimously carried, the Board approved a Resolution authorizing the President and CEO to submit a Flood Infrastructure Funding application to the Texas Water Development Board for an estimated amount of \$16,900,000 with up to a 35% grant portion in the estimated amount of \$5,915,000 and a 65% match through a zero percent interest loan from TWDB in the estimated amount of \$10,985,000 for funding the construction of the Will Ruth Pond and Conveyance Improvements Project in El Paso, Texas; authorized the President/CEO and Secretary-Treasurer to sign any necessary documents, and further authorized the President/CEO to sign and provide any documents necessary to accept grant and bond funding in connection with the Project.

20. CONSIDERED AND APPROVED A RESOLUTION OF THE EL PASO WATER UTILITIES PUBLIC SERVICE BOARD ESTABLISHING THE TYPES OF MATTERS, AS LISTED IN THE RESOLUTION, TO BE PLACED ON THE PUBLIC SERVICE BOARD'S CONSENT AGENDA.

John Balliew, President and CEO, provided a presentation to the Board regarding this item (copy on file in Central Files.) The proposed resolution establishes the types of agenda matters to be placed on the consent agenda of PSB meetings in order to increase the efficiency of PSB meetings. Agenda items to be placed on the consent agenda of PSB meetings are matters that are routine, procedural and non-controversial that do not require discussion or motions. Such items include Buy-Board or Cooperative purchases beyond the delegated administrative expenditure of the President/CEO, award of requests for qualifications (RFQs) and request for submittals (RFS) made by the Engineering Selection Committee for professional engineering services of \$750K or less, approval of contracts for professional engineering services with firms that provided professional engineering services for earlier phases of a project and continue to be the highest qualified firms, award of low-bid contracts for purchase of goods and services and construction of \$1,000,000 or less, approval of submittals of Federal, State and Local grant applications, sole-source purchases of \$500,000 or less. The PSB has the discretion to move consent agenda items to regular agenda items. Mr. Balliew answered questions from the Board on this item.

On a motion made by Mr. Antcliff, seconded by Mayor Leaser and unanimously carried, the Board approved a Resolution of the El Paso Water Utilities Public Service Board establishing the types of matters, as listed in the Resolution, to be placed on the Public Service Board's Consent Agenda.

21. DISCUSSION REGARDING THE CITY COUNCIL'S ACTION WHICH DIRECTED THE DRAFTING OF A RESOLUTION REQUESTING EL PASO WATER STAFF TO PROVIDE QUARTERLY UPDATES TO THE CITY COUNCIL REGARDING CUSTOMER SERVICE, CAPITAL IMPROVEMENT PROJECTS, SALE OF PROPERTY HELD IN TRUST BY THE PSB, AND OPEN SPACE LAND MANAGEMENT AND PLANS.

John Balliew, President and CEO, provided a presentation to the Board regarding this item.

There was no action on this item.

22. MANAGEMENT REPORT:

• **VIDEO- UTEP RESEARCH PARTNERSHIP**

Christina Montoya, Marketing and Communications Manager, provided a video presentation on the University of Texas at El Paso research partnership.

• **UPDATE ON SENATE BILL 3**

John Balliew, President and CEO, provided a presentation to the Board regarding this item (copy on file in Central Files.) Section 24 of SB3 is amended to read as follows: (a) In this section:

- (1) “Affected utility” means a retail public utility, exempt utility, or provider or conveyor of portable or raw water service that furnishes water service to more than one customer
- (2) “Emergency operations” means the operation of a water system during an extended power outage at a minimum water pressure of 35 pounds per square inch.
- (3) “Extended power outage” means a power outage lasting for more than 24 hours.

28. PUBLIC COMMENT: THE PSB WILL PERMIT PUBLIC COMMENT ON ANY ITEM NOT ON THE AGENDA. THE CHAIR MAY IMPOSE REASONABLE TIME LIMITS FOR EACH SPEAKER.

There were no comments from the public.

EXECUTIVE SESSION

On a motion made by Mayor Leeser, seconded by Mr. Morris, and unanimously carried, the Board retired into Executive Session at 9:25 a.m., August 11, 2021, pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Section 551.071 through 551.076 to discuss the following:

Section 551.071	Consultation with Attorney
Section 551.072	Deliberation Regarding Real Property
Section 551.073	Deliberation Regarding Prospective Gift
Section 551.074	Personnel Matters
Section 551.076	Deliberations Regarding Security Devices or Security Audits
Section 551.087	Deliberation Regarding Economic Development Negotiations
Section 551.089	Deliberation Regarding Security Devices or Security Audits

Discussion and action on the following:

- a. Whether the following property can be declared inexpedient to the water system, the property is legally described as Lots 20, 21, 22, and 23, Block 110, Kern Place, an addition to the City of El Paso, El Paso County, Texas, consisting of approximately 0.60 acres. (551.071) (551.072)
- b. Whether the following property can be declared inexpedient to the stormwater system, the property is legally described as Lots 1, 2 and portion of Lot 3, Block 2, Kessler Industrial District Unit 1, an addition to the City of El Paso, El Paso County, Texas, approximately 0.40 acres. (551.071) (551.072)
- c. Whether the following property can be declared inexpedient to the water system, the property is legally described as portion of Lot A, Block 5, Coronado Country Club Estates, and addition to the City of El Paso, El Paso County, Texas, approximately 0.0427 acres. (551.071) (551.072)
- d. Texas v. New Mexico, pending in the Supreme Court of the United States, No. 141, Orig. (551.071)
- e. Long term succession planning for the President/CEO, the Vice President of Strategic, Financial & Management Services and the Vice President of Operations & Technical Services positions for El Paso Water. (551.071) (551.074)
- f. The claim of Adrian and Veronica Fortier for 4212 Canterbury Dr., El Paso, TX. (551.071)

On a motion made by Mayor Leeser, seconded by Mr. Morris and unanimously carried, the Board reconvened in open session at 11:09 a.m., August 11, 2021.

WHETHER THE FOLLOWING PROPERTY CAN BE DECLARED INEXPEDIENT TO THE WATER SYSTEM, THE PROPERTY IS LEGALLY DESCRIBED AS LOTS 20, 21, 22, AND 23, BLOCK 110, KERN PLACE, AN ADDITION TO THE CITY OF EL PASO, EL PASO COUNTY, TEXAS, CONSISTING OF APPROXIMATELY 0.60 ACRES. (551.071) (551.072)

There was no action on this item.

WHETHER THE FOLLOWING PROPERTY CAN BE DECLARED INEXPEDIENT TO THE WATER SYSTEM, THE PROPERTY IS LEGALLY DESCRIBED AS LOTS 20, 21, 22, AND 23, BLOCK 110, KERN PLACE, AN ADDITION TO THE CITY OF EL PASO, EL PASO COUNTY, TEXAS, CONSISTING OF APPROXIMATELY 0.60 ACRES.

Motion made by Mr. Antcliff, seconded by Mr. Morris. Dr. Mena, Mr. Antcliff, Ms. Saenz, Mr. Morris and Mayor Leeser voted AYE and Mr. Intebi voted NAY. The motion carried that the described land be declared inexpedient to the stormwater system and that the President and CEO be authorized to proceed in the manner approved by the Board and in accordance with the terms and conditions specified by the Board, and thereafter to forward to City of El Paso a recommendation to sell the property, and to sign any and all documents necessary to complete the sale of the property.

WHETHER THE FOLLOWING PROPERTY CAN BE DECLARED INEXPEDIENT TO THE STORMWATER SYSTEM, THE PROPERTY IS LEGALLY DESCRIBED AS LOTS 1, 2 AND PORTION OF LOT 3, BLOCK 2, KESSLER INDUSTRIAL DISTRICT UNIT 1, AN ADDITION TO THE CITY OF EL PASO, EL PASO COUNTY, TEXAS, APPROXIMATELY 0.40 ACRES.)

Motion made by Mr. Antcliff and seconded by Mr. Morris and carried that the described land be declared inexpedient to the water system and that the President and CEO be authorized to proceed in the manner approved by the Board and in accordance with the terms and conditions specified by the Board, and thereafter to forward to City of El Paso a recommendation to sell the property, and to sign any and all documents necessary to complete the sale of the property.

WHETHER THE FOLLOWING PROPERTY CAN BE DECLARED INEXPEDIENT TO THE WATER SYSTEM, THE PROPERTY IS LEGALLY DESCRIBED AS PORTION OF LOT A, BLOCK 5, CORONADO COUNTRY CLUB ESTATES, AND ADDITION TO THE CITY OF EL PASO, EL PASO COUNTY, TEXAS, APPROXIMATELY 0.0427 ACRES

Motion made by Mr. Antcliff and seconded by Mr. Morris and carried that the described land be declared inexpedient to the water system and that the President and CEO be authorized to proceed in the manner approved by the Board and in accordance with the terms and conditions specified by the Board, and thereafter to forward to City of El Paso a recommendation to sell the property, and to sign any and all documents necessary to complete the sale of the property.

TEXAS V. NEW MEXICO, PENDING IN THE SUPREME COURT OF THE UNITED STATES, NO. 141, ORIG. (551.071)

No action on this item.

LONG TERM SUCCESSION PLANNING FOR THE PRESIDENT/CEO, THE VICE PRESIDENT OF STRATEGIC, FINANCIAL & MANAGEMENT SERVICES AND THE VICE PRESIDENT OF OPERATIONS & TECHNICAL SERVICES POSITIONS FOR EL PASO WATER. (551.071) (551.074)

No action on this item.


THE CLAIM OF ADRIAN AND VERONICA FORTIER FOR 4212 CANTERBURY DR., EL PASO, TX. (551.071)

This item was deleted.

ADJOURNMENT

On a motion made by Mayor Leeser, seconded by Mr. Morris and unanimously carried, the meeting adjourned at 11:10 a.m., August 11, 2021.

ATTEST:



Kristina Mena, Chair



Christopher Antcliff, Secretary-Treasurer