

MINUTES
PUBLIC SERVICE BOARD
CITY OF EL PASO
March 13, 2024

The regular meeting of the Public Service Board was held in person, Wednesday, March 13, 2024

PSB MEMBERS PRESENT

Dr. Ivonne Santiago, Chair
Charlie Intebi, Secretary-Treasurer
Bryan Morris, Vice-Chair
Dr. Anna Gitter, Member
Lisa Saenz, Member

PSB MEMBERS ABSENT

Mayor Oscar Leeser
Stefanie Block Uribarri, Member

PSB EMPLOYEES PRESENT

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

EPWATER EMPLOYEES PRESENT

Ana Sanchez, Vice President
Art Duran, Chief Financial Officer
Claudia Duran, Chief of Staff
Edith Lara, Executive Assistant to the President/CEO
Luz Holguin, Assistant Chief Financial Officer
Alberto Gomez, Support Services I
Sol Cortez, Deputy General Counsel
Jeff Tepsick, Utility Assistant Chief Financial Officer
Rebecca Hart, Utility Treasury and Property Control Manager
Ruben Rodriguez, Chief Water Quality Compliance Officer
Eric Lugo, Computer Programmer
Gisela Dagnino, Chief Operations Officer- Stormwater
Lisa Rosendorf, Chief Communications & Government Affairs Officer
Rose Guevara, Purchasing and Contracts Manager
Geoffrey Espineli, Engineer Division Manager
Melinda Becker, Assistant General Counsel
Adriana Castillo, Engineer Division Manager
Ciara Grier, Support Services II
Elmer Beeler, Chief Support & Logistics Officer
Hector Gonzalez, Government Affairs Manager
Angel Bustamante, Wastewater Systems Division Manager
Gerardo Gomez, Constructions Superintendent
Elijio Myers, Water Distribution Superintendent
Horacio Martinez, Operations Assistant

GUESTS

Steve Bonner, Sonri
Jerre Hansbrough, USAGE
Ryan Gronwald, USAGE
Orlando Saenz, Valley View Construction
Ileana Kim
Mai Lopez SK8 4KIDS
Siyon Ketchum – SK8 4KIDS
Maurely Ketchum – SK8 4KIDS
Sebastian Paredes – SK8 4 KIDS

Siah Gomez - SK8 4 KIDS
Luis Loya – SK8 4KIDS

MEDIA

None

The Public Service Board meeting was called to order by Dr. Santiago at 8:03 a.m. A quorum of its members was present. After a moment of silence, those in attendance joined Mrs. Gisela Dagnino in reciting the Pledge of Allegiance.

CONSENT AGENDA

1. CONSIDERED AND APPROVED THE MINUTES OF THE REGULARLY SCHEDULED MEETING HELD ON MARCH 13, 2024.

2. CONSIDERED AND APPROVED A SOLE SOURCE CONTRACT WITH ANDRITZ SEPARATION, INC., PURSUANT TO SECTION 252.022(A)(7)(A) AND (D) OF THE TEXAS LOCAL GOVERNMENT CODE FOR THE REHABILITATION OF CENTRIFUGES, PREVENTATIVE MAINTENANCE, AND PARTS FOR THREE CENTRIFUGES AT THE FRED HERVEY WATER RECLAMATION PLANT IN THE ESTIMATED TOTAL AMOUNT OF \$946,100 FOR A TERM OF FIVE YEARS.

3. CONSIDERED AND APPROVED A MASTER CONTRACT FOR CURED IN PLACE PIPE (CIPP) FOR PIPELINE REHABILITATION THROUGH BUYBOARD PURCHASING COOPERATIVE CONTRACT NUMBER 731-24 WITH FUQUAY, INC., IN THE ANNUAL AMOUNT OF \$5,000,000 AND AUTHORIZED THE ISSUANCE OF FUTURE MASTER CONTRACTS TO FUQUAY, INC. IN THE ANNUAL AMOUNT OF \$5,000,000 FOR AS LONG AS THE TERM OF THE BUYBOARD PURCHASING COOPERATIVE CONTRACT NUMBER 731-24 IS IN PLACE.

4. CONSIDERED AND APPROVED A JOB ORDER CONTRACT WITH EGL CONSTRUCTION INC. THROUGH ESC REGION 19 ALLIED STATES COOPERATIVE CONTRACT NO. 21-7411 JOB ORDER CONTRACTING & FACILITIES CONSTRUCTION SERVICES TO COMPLETE THE ROBERTO R. BUSTAMANTE WASTEWATER TREATMENT PLANT ILLUMINATION AND SECURITY IMPROVEMENTS IN THE ESTIMATED AMOUNT OF \$750,000 AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

5. CONSIDERED AND APPROVED AN INCREASE IN THE CAPACITY OF MASTER CONTRACT MC0000512 ISSUED TO BORDER STATES ELECTRIC SUPPLY INC. FOR MAINTENANCE, REPAIR, OPERATION (MRO) EQUIPMENT, SUPPLIES, MATERIAL, AND SERVICES THROUGH ESC REGION 19 ALLIED STATES COOPERATIVE CONTRACT NUMBER NO. 22-7434 BY AN ADDITIONAL AMOUNT OF \$1,000,000 TO INCREASE THE EXISTING MASTER CONTRACT TO A CUMULATIVE AMOUNT OF \$1,500,000; AND AUTHORIZED THE ISSUANCE OF FUTURE ANNUAL MASTER CONTRACTS IN THE AMOUNT OF \$1,500,000 TO BORDER STATES ELECTRIC SUPPLY INC. FOR AS LONG AS THE TERM OF ESC REGION 19 ALLIED STATES COOPERATIVE CONTRACT NO. 22-7434 IS IN PLACE.

6. CONSIDERED AND APPROVED AN INCREASE IN THE CAPACITY OF MASTER CONTRACT MC0000524 ISSUED TO TRANE U.S. INC. FOR MAINTENANCE, REPAIR AND OPERATION (MRO) EQUIPMENT, SUPPLIES, MATERIAL AND SERVICES THROUGH ESC REGION 19 ALLIED STATES COOPERATIVE CONTRACT NUMBER NO. 22-7434 BY AN ADDITIONAL AMOUNT OF \$500,000 TO INCREASE THE EXISTING MASTER CONTRACT TO A CUMULATIVE AMOUNT OF \$1,000,000; AND AUTHORIZED THE ISSUANCE OF FUTURE MASTER CONTRACTS IN THE ANNUAL AMOUNT OF \$1,000,000 TO TRANE U.S. INC. FOR AS LONG AS THE TERM OF ESC REGION 19 ALLIED STATES COOPERATIVE CONTRACT NO. 22-7434 IS IN PLACE.

7. CONSIDERED AND APPROVED AMENDMENT NUMBER 1 TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH MOLZEN-CORBIN & ASSOCIATES, INC., FOR THE PRADO, MANSFIELD AND KNOWLES LIFT STATION RECONSTRUCTION PROJECT FOR ADDITIONAL CONSTRUCTION PHASE SERVICES IN THE AMOUNT OF \$349,967 AND AUTHORIZED FUTURE

CONSENT AGENDA (CONTINUED)

TASK ORDERS OR AMENDMENTS FOR ADDITIONAL DESIGN AND CONSTRUCTION PHASE SERVICES IN THE ESTIMATED AMOUNT OF \$250,000 AND REVISED THE TERM OF THE AGREEMENT BY AN ADDITIONAL THREE YEARS AND REVISED CERTAIN STANDARD LANGUAGE OF THE AGREEMENT AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

8. CONSIDERED AND APPROVED AMENDMENT NUMBER 1 TO THE PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR THE HASKELL R. STREET WASTEWATER TREATMENT PLAN AERATION AND ANOXIC BASIN IMPROVEMENTS PROJECT WITH ARCADIS U.S., INC. FOR ADDITIONAL PROFESSIONAL ENGINEERING SERVICES IN THE AMOUNT OF \$735,319.14; 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 \$3,500,000 AND UPDATED CERTAIN STANDARD LANGUAGE IN THE AGREEMENT.

9. CONSIDERED AND APPROVED AN AMENDMENT TO THE PROFESSIONAL SERVICES CONTRACT FOR INTERNAL AUDIT AND ACCOUNTING SERVICES PURSUANT TO CHAPTER 2254 OF THE TEXAS GOVERNMENT CODE WITH PORCH & ASSOCIATES LLC TO REVISE THE COMPENSATION AMOUNT TO AN ESTIMATED ANNUAL AMOUNT OF \$200,000 FOR THE CURRENT FIRST YEAR OF THE TERM OF THE CONTRACT AND \$200,000 FOR EACH OF THE THREE ONE-YEAR OPTIONS TO EXTEND.

REGULAR AGENDA

10. CEO MONTHLY UPDATE REGARDING UTILITY MANAGEMENT AND/OR OPERATIONS:

- **NEW WATER BILL DESIGN**
- **WESTERN TECH GRADUATION FOR PLANT OPERATORS**
- **PROCUREMENT MONTH**

11. MANAGEMENT REPORT:

- **VIDEO FROM COMMUNICATIONS**

12. 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.

Ms. Ileana Kim signed up to speak.

13. CONSIDERED AND APPROVED THE SELECTION OF SK8 4KIDS AS THE UTILITY'S STRATEGIC PARTNER FOR 2024.

Ms. Luz Holguin and Mr. Luis Loya provided a presentation to the Board regarding this item (copy on file in Central Files.) EPWater has been a long-term community partner supporting charitable organizations since its inception in 1952. The Public Service Board (PSB) approved the Strategic Partnerships and Alliances with Non-Profit Organizations Administrative Policy in 2009. This Policy allows the PSB to select one charitable organization yearly for a fundraising project led by EPWater employees. EPWater receives requests throughout the year to support local and charitable causes. Ms. Holguin and Mr. Lopez answered questions from the Board on this item.

On a motion made by Ms. Saenz, seconded by Mr. Morris, the Board approved the selection of SK8 4KIDS as the Utility's Strategic Partner for 2024.

14. PRESENTATION AND DISCUSSION BY THE U.S. ARMY CORPS OF ENGINEERS ON THE FLOOD RISK MANAGEMENT FEASIBILITY STUDY PROJECT AND UPDATES ON ACTIVE OR COMPLETED PROJECTS WITH EL PASO WATER.

Mr. Hector Gonzalez, Government Affairs Manager and Col. Jerre Hansbrough provided a presentation to the Board regarding this item (copy on file in Central Files.) Col. Hansbrough and Mr. Gronewald answered questions from the Board on this item.

No action was taken on this item.

15. PRESENTATION AND DISCUSSION ON THE MILITARY INFRASTRUCTURE RESILIENCE REVIEW STUDY WITH FORT BLISS AND OPPORTUNITIES FOR CONTINUED COLLABORATION WITH FORT BLISS TO PURSUE GRANT FUNDING FOR INFRASTRUCTURE PROJECTS.

Mr. Hector Gonzalez, Government Affairs Manager and Mr. Steve Bonner provided a presentation to the Board regarding this item (copy on file in Central Files.)

No action was taken on this item.

16. CONSIDERED AND AWARDED BID NUMBER 05-24 PRADO & KNOWLES LIFT STATIONS RECONSTRUCTION, MANSFIELD LIFT STATION DECOMMISSIONING, INDEPENDENCE INTERCEPTOR TO THE LOWEST, RESPONSIVE, RESPONSIBLE BIDDER SMITHCO CONSTRUCTION, INC. IN THE AMOUNT OF \$8,488,131 AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

Geoffrey Espineli, Utility Engineer Division Manager provided a presentation to the Board regarding this item (copy on file in Central Files.) The three lift stations at Prado, Knowles and Mansfield were built in the 1970s. All lift stations are located and serve the Mission Valley area of El Paso and have exceeded their design life. This project will reconstruct Prado and Knowles lift stations. The new lift stations will include a new wet well, pumps, electrical equipment, a control building, and site improvements. The Mansfield lift station will be decommissioned and will be replaced with a new 7,000-foot of 15-inch gravity pipeline along Yarbrough and Independence streets. Mr. Espineli answered questions from the Board on this item.

On a motion made by Ms. Saenz, seconded by Dr. Gitter the Board awarded Bid Number 05-24 Prado & Knowles Lift Stations Reconstruction, Mansfield Lift Station Decommissioning, Independence Interceptor to the lowest, responsive, responsible bidder Smithco Construction, Inc. in the amount of \$8,488,131 and authorized the use of commercial paper.

17. CONSIDERED AND ADOPTED A RESOLUTION OF THE EL PASO WATER UTILITIES PUBLIC SERVICE BOARD DESIGNATING WELLS FARGO BANK, N.A. TO SERVE AS THE DEPOSITORY FOR EL PASO WATER UTILITIES FUNDS AND TO PROVIDE BANKING SERVICES BASED ON THE APPLICATION RECEIVED IN RESPONSE TO RFA NUMBER 69-23 BANK DEPOSITORY SERVICES FOR A TWO-YEAR TERM WITH AN OPTION TO RENEW FOR THREE, ONE-YEAR EXTENSIONS AND AUTHORIZED THE PRESIDENT/CEO TO NEGOTIATE AND SIGN ANY AND ALL RELATED DOCUMENTS AND AGREEMENT RELATED TO THIS DESIGNATION.

Jeff Tepsick, Utility Assistant Chief Financial Officer, provided a presentation to the Board regarding this item (copy on file in Central Files.) Chapter 105 of the Texas Government Code requires EPWater to request, receive and review applications for the performance of depository services from financial institutions for banking services at least once every five years. EPWater issued a Request for Application Primary Depository Services Request for Applications RFA 69-23. EPWater contracted with Valley View Consultants to assist EPWater with the Request for Application process.

On a motion made by Dr. Santiago, seconded by Dr. Gitter, with Mr. Morris opposing and Ms. Saenz abstaining, the Board adopted a Resolution of the El Paso Water Utilities Public Service Board designating Wells Fargo Bank, N.A. to serve as the depository for El Paso Water Utilities funds and to provide banking services based on the application received in response to RFA Number 69-23 Bank Depository Services for a two-year term with an option to renew for three, one-year extensions and authorized the President/CEO to negotiate and sign any and all related documents and agreement related to this designation.

18. CONSIDERED AND ADOPTED A RESOLUTION ACCEPTING TRES AGUILAS FARM AND

RANCH, LLC.'S, OFFER TO PURCHASE APPROXIMATELY 20,948 ACRES OF UTILITY PROPERTY IN CULBERSON COUNTY, TEXAS, CONSISTING OF ALL OR PARTIAL SECTIONS OF TOWNSHIP 7 AND 8, BLOCK 65, AND ALL OR PARTIAL SECTIONS OF PSL, BLOCK 77, AND PSL PART I AND PSL PART II, BLOCK 63, ALSO KNOWN AS THE WILD HORSE RANCH, FOR THE AMOUNT OF \$6,000,000 AND AUTHORIZED THE PRESIDENT/CEO TO FORWARD THE RECOMMENDATION TO CITY COUNCIL, AND TO SIGN ANY AND ALL DOCUMENTS NECESSARY TO COMPLETE THE SALE.

Alejandro Vidales, Assistant Utility Land and Water Rights Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) On February 12, 2020, the Public Service Board (PSB) determined the land totaling approximately 20,948, and legally described as consisting of all or partial sections of Township 7 and 8, Block 65, and all or partial sections of PSL, Block 77, and PSL Part I and PSL Part II, Block 63, also known as the Wild Horse Ranch, Culberson County, Texas, to be inexpedient to the water and wastewater systems. On March 13, 2024, the Public Service Board (PSB) determined the same land inexpedient to the stormwater system. This land is in Culberson County, Texas.

On a motion made by Ms. Saenz with an modification that the property be sold for an amount no less than \$6,000,000, seconded by Mr. Morris, the Board adopted a resolution accepting Tres Aguilas Farm and Ranch, LLC.'s, offer to purchase approximately 20,948 acres of Utility property in Culberson County, Texas, consisting of all or partial sections of Township 7 and 8, Block 65, and all or partial sections of PSL, Block 77, and PSL Part I and PSL Part II, Block 63, also known as the Wild Horse Ranch, for an **amount no less than** \$6,000,000 and authorize the President/CEO to forward the recommendation to City Council, and to sign any and all documents necessary to complete the sale.

EXECUTIVE SESSION

On a motion made by Mr. Morris, seconded by Ms. Saenz and unanimously carried, the Board retired into Executive Session 9:23 a.m., March 13, 2024, pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Section 551.071 through 551.089 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. The Board will deliberate regarding whether 1.515 acres of Utility property legally described as O.A. Danielson Survey 310, Tract 11, City of El Paso, El Paso County, Texas can be declared inexpedient to the water, wastewater and stormwater systems. (551.071) (551.072)
- b. The Board will deliberate regarding whether the following properties can be declared inexpedient to the water, wastewater and stormwater systems, the properties are legally described as a Portion of Lot 5, Block 290, Vista del Sol Unit Eighty, City of El Paso, El Paso County, Texas, consisting of approximately 2.50 acres. (551.071) (551.072)

- c. The Board will deliberate regarding whether the following properties can be declared inexpedient to the water, wastewater and stormwater systems, the properties are legally described as Portions of E.V. Newman Survey, Abstract No. 10017, Section 2, Block 81, Township 1, Texas and Pacific Railroad Company Surveys, E.V. Newman Survey, Section 2, Block 81, Township 1 and E.V. Newman Survey, Abstract No. 2379, Section 1, said Block 81, Township 1, Texas and Pacific Railroad Company Surveys, Texas and Pacific Railroad Company Surveys, Abstract No. 2379, Section 1, Block 81, Township 1, E.V. Newman Survey, Abstract No. 10016, Section 12, Block 81, Township 1, Texas and Pacific Railroad Company Surveys, Texas and Pacific Railroad Company Surveys, Abstract No. 2405, Section 7, Block 80, Township 1, J. F. Reeves Survey, Abstract No. 10012, Section 8, Block 80, Township 1, Texas and Pacific Railroad Company Surveys, Texas and Pacific Railroad Company Surveys, Abstract No. 2405, Section 7, Block 80, Township 1, Texas and Pacific Railroad Company Surveys, Abstract No. 2399, Section 17, Block 80, Township 1, E. V. Newman Survey, Abstract No. 5423, Section 20, Block 80, Township 1, Texas and Pacific Railroad Company Surveys, and E. V. Newman Survey, Abstract No. 5424, Section 28, Block 80, Township 1, Texas and Pacific Railroad Company Surveys, El Paso County, El Paso, Texas, consisting of approximately 272 acres; and be sold to the Texas Department of Transportation. (551.071) (551.072)
- d. The Board will deliberate regarding whether the following property can be declared inexpedient to the stormwater system and on the value of real property, approximately 20,948 acres in Culberson County, Texas, legally described as consisting of all or partial sections of Township 7 and 8, Block 65, and all or partial sections of PSL, Block 77, and PSL Part I and PSL Part II, Block 63, also known as the Wild Horse Ranch. (551.071) (551.072)
- e. Legal and property considerations for the provision of utility services to approximately 1,520 acres of property located between Montana and Loop 375, east of Global Reach. (551.071) (551.072)
- f. Consultation with attorney regarding special event licenses on EPWater property. (551.071)(551.072)
- g. Double H Contracting Inc. and Hector Hinojos, Sr. vs. El Paso Public Service Board (El Paso Water Utilities) As Agent for the City of El Paso; The City of El Paso and ZTEX Construction Inc.; and Tao Industries, Inc. D/B/A/ Hawk Construction, Cause No. 2023DCV1654. (551.071)
- h. Paseo Del Este Municipal Utility District No. 1 Appeal of the Wholesale Water Rate Imposed by El Paso Water, pending in the Public Utility Commission of Texas and 210th District Court of El Paso (PUC Docket No. 52260/53706, SOAH Docket No. 473-22-1454. WS, and Cause No. 2021DCV3996) (551.071)

On a motion made by Mr. Morris, seconded by Ms. Saenz and unanimously carried, the Board reconvened in open session at 11:34 a.m., March 13, 2023.

A. THE BOARD WILL DELIBERATE REGARDING WHETHER 1.515 ACRES OF UTILITY PROPERTY LEGALLY DESCRIBED AS O.A. DANIELSON SURVEY 310, TRACT 11, CITY OF EL PASO, EL PASO COUNTY, TEXAS CAN BE DECLARED INEXPEDIENT TO THE WATER, WASTEWATER AND STORMWATER SYSTEMS. (551.071) (551.072)

On a motion made by Mr. Intebi and seconded by Mr. Morris and unanimously carried, the Board approved that the property be declared inexpedient to the water, wastewater and stormwater systems, and that the President/CEO be authorized to forward a recommendation to sell the property, and that any portions of the property reserved or excepted from the sale shall remain a part of the El Paso Water System.

B. THE BOARD WILL DELIBERATE REGARDING WHETHER THE FOLLOWING PROPERTIES CAN BE DECLARED INEXPEDIENT TO THE WATER, WASTEWATER AND STORMWATER SYSTEMS, THE PROPERTIES ARE LEGALLY DESCRIBED AS A PORTION OF LOT 5, BLOCK 290, VISTA DEL SOL UNIT EIGHTY, CITY OF EL PASO, EL PASO COUNTY, TEXAS, CONSISTING OF APPROXIMATELY 2.50 ACRES. (551.071) (551.072)

On a motion made by Mr. Intebi and seconded by Mr. Morris and unanimously carried, the Board approved that the property be declared inexpedient to the water, wastewater and stormwater systems, and that the President/CEO be authorized to forward a recommendation to sell the property, and that any portions of the property reserved or excepted from the sale shall remain a part of the El Paso Water System.

C. THE BOARD WILL DELIBERATE REGARDING WHETHER THE FOLLOWING PROPERTIES CAN BE DECLARED INEXPEDIENT TO THE WATER, WASTEWATER AND STORMWATER SYSTEMS, THE PROPERTIES ARE LEGALLY DESCRIBED AS PORTIONS OF E.V. NEWMAN SURVEY, ABSTRACT NO. 10017, SECTION 2, BLOCK 81, TOWNSHIP 1, TEXAS AND PACIFIC RAILROAD COMPANY SURVEYS, E.V. NEWMAN SURVEY, SECTION 2, BLOCK 81, TOWNSHIP 1 AND E.V. NEWMAN SURVEY, ABSTRACT NO. 2379, SECTION 1, SAID BLOCK 81, TOWNSHIP 1, TEXAS AND PACIFIC RAILROAD COMPANY SURVEYS, TEXAS AND PACIFIC RAILROAD COMPANY SURVEYS, ABSTRACT NO. 2379, SECTION 1, BLOCK 81, TOWNSHIP 1, E.V. NEWMAN SURVEY, ABSTRACT NO. 10016, SECTION 12, BLOCK 81, TOWNSHIP 1, TEXAS AND PACIFIC RAILROAD COMPANY SURVEYS, TEXAS AND PACIFIC RAILROAD COMPANY SURVEYS, ABSTRACT NO. 2405, SECTION 7, BLOCK 80, TOWNSHIP 1, J. F. REEVES SURVEY, ABSTRACT NO. 10012, SECTION 8, BLOCK 80, TOWNSHIP 1, TEXAS AND PACIFIC RAILROAD COMPANY SURVEYS, TEXAS AND PACIFIC RAILROAD COMPANY SURVEYS, ABSTRACT NO. 2405, SECTION 7, BLOCK 80, TOWNSHIP 1, TEXAS AND PACIFIC RAILROAD COMPANY SURVEYS, ABSTRACT NO. 2399, SECTION 17, BLOCK 80, TOWNSHIP 1, E. V. NEWMAN SURVEY, ABSTRACT NO. 5423, SECTION 20, BLOCK 80, TOWNSHIP 1, TEXAS AND PACIFIC RAILROAD COMPANY SURVEYS, AND E. V. NEWMAN SURVEY, ABSTRACT NO. 5424, SECTION 28, BLOCK 80, TOWNSHIP 1, TEXAS AND PACIFIC RAILROAD COMPANY SURVEYS, EL PASO COUNTY, EL PASO, TEXAS, CONSISTING OF APPROXIMATELY 272 ACRES; AND BE SOLD TO THE TEXAS DEPARTMENT OF TRANSPORTATION. (551.071) (551.072)

On a motion made by Mr. Intebi and seconded by Mr. Morris and unanimously carried, the Board approved that the property be declared inexpedient to the water, wastewater and stormwater systems, and that the President/CEO be authorized to proceed with the sale of the property to the Texas Department of Transportation, and sign any and all documents necessary to complete the sale, and that any portions of the property reserved or excepted from the transfer shall remain a part of the El Paso Water System.

D. THE BOARD WILL DELIBERATE REGARDING WHETHER THE FOLLOWING PROPERTY CAN BE DECLARED INEXPEDIENT TO THE STORMWATER SYSTEM AND ON THE VALUE OF REAL PROPERTY, APPROXIMATELY 20,948 ACRES IN CULBERSON COUNTY, TEXAS, LEGALLY DESCRIBED AS CONSISTING OF ALL OR PARTIAL SECTIONS OF TOWNSHIP 7 AND 8, BLOCK 65, AND ALL OR PARTIAL SECTIONS OF PSL, BLOCK 77, AND PSL PART I AND PSL PART II, BLOCK 63, ALSO KNOWN AS THE WILD HORSE RANCH. (551.071) (551.072)

On a motion made by Mr. Intebi and seconded by Mr. Morris and unanimously carried, the Board approved that the property be declared inexpedient to the stormwater system, and that the President/CEO be authorized to proceed in accordance with the terms and conditions specified, and that any portions of the property reserved or excepted shall remain a part of the El Paso Water System.

E. LEGAL AND PROPERTY CONSIDERATIONS FOR THE PROVISION OF UTILITY SERVICES TO APPROXIMATELY 1,520 ACRES OF PROPERTY LOCATED BETWEEN MONTANA AND LOOP 375, EAST OF GLOBAL REACH. (551.071) (551.072)

This item was tabled for one month

F. CONSULTATION WITH ATTORNEY REGARDING SPECIAL EVENT LICENSES ON EPWATER PROPERTY. (551.071)(551.072)

No action was taken on this item.

G. DOUBLE H CONTRACTING INC. AND HECTOR HINOJOS, SR. VS. EL PASO PUBLIC SERVICE BOARD (EL PASO WATER UTILITIES) AS AGENT FOR THE CITY OF EL PASO; THE CITY OF EL

PASO AND ZTEX CONSTRUCTION INC.; AND TAO INDUSTRIES, INC. D/B/A/ HAWK CONSTRUCTION, CAUSE NO. 2023DCV1654. (551.071)

No action was taken on this item.

H. PASEO DEL ESTE MUNICIPAL UTILITY DISTRICT NO. 1 APPEAL OF THE WHOLESALE WATER RATE IMPOSED BY EL PASO WATER, PENDING IN THE PUBLIC UTILITY COMMISSION OF TEXAS AND 210TH DISTRICT COURT OF EL PASO (PUC DOCKET NO. 52260/53706, SOAH DOCKET NO. 473-22-1454. WS, AND CAUSE NO. 2021DCV3996) (551.071)

On a motion made by Mr. Intebi and seconded by Mr. Morris with Dr. Santiago abstaining, the Board approved that the President/CEO in conjunction with the General Counsel's Office be authorized to defend the best interests of the Utility and exercise any and all remedies available under the law in connection with the Paseo Del Este District No. 1 Appeal of the Wholesale Water Rate Imposed by El Paso Water pending in the Public Utility Commission of Texas and in the 210th District Court of El Paso, County, Texas.

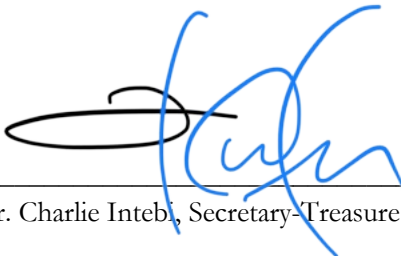
ADJOURNMENT

On a motion made by Dr. Santiago, seconded by Mr. Morris and unanimously carried, the meeting adjourned at 11:39 a.m., March 13, 2024.

ATTEST:



Dr. Ivonne Santiago, Chair



Mr. Charlie Intebi, Secretary-Treasure