

**MINUTES
PUBLIC SERVICE BOARD
CITY OF EL PASO
September 9, 2020**

The regular meeting of the Public Service Board was held via telephonic, Wednesday, September 9, 2020.

PSB MEMBERS PRESENT

Christopher A. Antcliff, Member
Dr. Kristina D. Mena, Chair
Bryan Morris, Member
Terri Garcia, Secretary-Treasurer
Dee Margo, Ex-Officio Member
Henry Gallardo, Member
Dr. Ivonne Santiago, Vice-Chair

PSB MEMBERS ABSENT

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
Juan S. Gonzalez, Assistant General Counsel
Art Duran, Chief Financial Officer
Lisa Rosendorf, Chief Communications and Government Affairs Officer
Alfredo Solano, Chief Information Officer
Jillian Shipp, Executive Assistant
Gilbert Trejo, Chief Technical Officer
Israel Chavez, Senior Network Administrator
Eric Mendoza, PC/LAN Specialist II
Diana Ortega, Utility Purchasing & Contract Manager
Rose Guevara, Senior Purchasing Agent
Edgar Campos, Utility Information Systems Manager
Alma De Anda, Utility Land & Water Rights Manager
Angel Bustamante, Water Systems Division Manager
Mary Portillo, Senior Office Assistant
Ivan Hernandez, Engineering Division Manager
Martin Noriega, Utility Chief Operations Officer
Jeff Tepsick, Utility Assistant Chief Financial Officer

GUESTS

MEDIA

The Public Service Board meeting was called to order by Dr. Mena at 10:00 a.m. A quorum of its members was present after doing a roll call. After a moment of silence, those in attendance joined Dr. Mena, in reciting the Pledge of Allegiance.

CONSENT AGENDA

Mr. Morris requested to have item number 4 moved from consent agenda to regular agenda. On a motion made by Dr. Santiago, seconded by Mr. Antcliff and unanimously carried, the moved item number 4 to regular agenda.

On a motion made by Mayor Margo, seconded by Mr. Antcliff 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 8, 2020 AND AUGUST 12, 2020.

The Board approved the minutes of the regularly scheduled meeting held on July 8, 2020 and August 12, 2020.

2. CONSIDERED AND APPROVED THE PURCHASE OF A 2021 CAMERA VAN FROM CHASTANG ENTERPRISES HOUSTON LLC, DBA CHASTANG FORD, UTILIZING THE LOCAL GOVERNMENT PURCHASING COOPERATIVE BUY BOARD CONTRACT 601-19, IN THE AMOUNT OF \$313,138.

The board approved the purchase of one 2021 camera van from Chastang Enterprises Houston LLC, dba Chastang Ford, through Local Government Purchasing Cooperative Buy Board Contract 601-19, in the amount of \$313,138.

3. CONSIDERED AND APPROVED AN INCREASE OF \$301,000 TO THE CURRENT MASTER CONTRACT MCABPOWERS20, FOR ELECTRICAL AND PLUMBING SERVICES, CONSTRUCTION AND MAINTENANCE, CONSULTATION AND SPECIALIZED INFRASTRUCTURE INSPECTION WITH AB POWERS, LLC, THROUGH ESC REGION 19 ALLIED STATES COOPERATIVE CONTRACT NUMBER 19-7321 FOR A REVISED, ESTIMATED ANNUAL AMOUNT OF \$350,000 WITH THE OPTION FOR TWO, ONE-YEAR EXTENSIONS.

The board approved, with Mr. Morris abstaining, an increase of \$301,000 to the current Master Contract MCABPOWERS20, for Electrical and Plumbing Services, Construction and Maintenance, Consultation and Specialized Infrastructure Inspection with AB Powers, LLC, through ESC Region 19 Allied States Cooperative Contract Number 19-7321 for a revised, estimated annual amount of \$350,000 with the option for two, one-year extensions.

5. CONSIDERED AND APPROVED AN INCREASE OF \$82,000 TO THE CURRENT MASTER CONTRACT MCGOODYEARCO19, FOR AUTOMOTIVE TIRES, SUPPLIES AND RELATED SERVICES WITH THE GOODYEAR TIRE AND RUBBER COMPANY THROUGH ESC REGION 19 CONTRACT NUMBER 19-7325 FOR A REVISED, ESTIMATED ANNUAL AMOUNT OF \$130,000 WITH THE OPTION OF THREE, ONE-YEAR EXTENSIONS.

The board approved an increase of \$82,000 to the current Master Contract MCGOODYEARCO19, for automotive tires, supplies and related services with The Goodyear Tire and Rubber Company through ESC Region 19 Contract Number 19-7325 for a revised, estimated annual amount of \$130,000 with the option of three, one-year extensions.

6. CONSIDERED AND APPROVED AN INCREASE IN THE AMOUNT OF \$50,001 TO THE CURRENT MASTER CONTRACT MCZEEMEDICAL19, FOR MEDICAL SUPPLIES, EQUIPMENT AND RELATED WITH SOUTHWEST FIRST AID AND SAFETY SUPPLIES, INC. DBA ZEE MEDICAL SERVICE, CO. THROUGH ESC REGION 19 CONTRACT NUMBER 20-7374 FOR A REVISED, ESTIMATED ANNUAL AMOUNT OF \$100,000 WITH THE OPTION FOR THREE, ONE-YEAR EXTENSIONS.

The board approved an increase in the amount of \$50,001 to the current Master Contract MCZEEMECIAL19, for Medical Supplies, Equipment and Related with Southwest First Aid and Safety Supplies, Inc. dba Zee Medical Service, Co. through ESC Region 19 Contract Number 20-7374 for a revised, estimated annual amount of \$100,000 with the option for three, one-year extensions.

7. CONSIDERED AND APPROVED AN INCREASE IN THE AMOUNT OF \$50,099.10 TO THE CURRENT MASTER CONTRACT MCSOUTHWEST219 FOR CUSTODIAL & SUPPORT SERVICE REQUIREMENTS & RELATED WITH SOUTHWEST MILLS DISTRIBUTORS, INC., THROUGH ESC REGION 19 CONTRACT NUMBER 15-7154 FOR A REVISED, ESTIMATED ANNUAL AMOUNT OF \$100,000 WITH THE OPTION FOR THREE, ONE-YEAR EXTENSIONS.

The board approved an increase in the amount of \$50,099.10 to the current Master Contract MCSOUTHWEST219 for Custodial & Support Service Requirements & Related with Southwest Mills Distributors, Inc., through ESC Region 19 Contract Number 15-7154 for a revised, estimated annual amount of \$100,000 with the option for three, one-year extensions.

8. CONSIDERED AND APPROVED AN INCREASE IN THE AMOUNT OF \$55,000 TO THE CURRENT MASTER CONTRACT MCSUNCITYWIN19, FOR PLUMBING, A/C EQUIPMENT AND RELATED SUPPLIES WITH SUN CITY WINNELSON CO., THROUGH ESC REGION 19 CONTRACT NUMBER 17-7263 FOR A REVISED ESTIMATED ANNUAL AMOUNT OF \$100,000, WITH THE OPTION FOR THREE, ONE-YEAR EXTENSIONS.

The board approved an increase in the amount of \$55,000 to the current Master Contract MCSUNCITYWIN19, for plumbing, A/C equipment and related supplies with Sun City Winnelson Co., through ESC Region 19 Contract Number 17-7263 for a revised estimated annual amount of \$100,000, with the option for three, one-year extensions.

9. CONSIDERED AND APPROVED CONTRACTS FOR SKILLED LABOR SERVICES AND RELATED WITH PC AUTOMATED CONTROLS, INC., GAP AIR CONDITIONING AND HEATING, AND PHOENIX GENERAL CONTRACTORS, INC. THROUGH ESC REGION 19 CONTRACT NUMBER 18-7285, EACH IN AN ESTIMATED ANNUAL AMOUNT OF \$300,000 WITH THE OPTION FOR TWO, ONE-YEAR EXTENSIONS.

The board approved, with Mr. Morris abstaining, contracts for Skilled Labor Services and Related with PC Automated Controls, Inc., GAP Air Conditioning and Heating, and Phoenix General Contractors, Inc. through ESC Region 19 Contract Number 18-7285, each in an estimated annual amount of \$300,000 with the option for two, one-year extensions.

10. CONSIDERED AND APPROVED A MASTER CONTRACT FOR SKILLED LABOR SERVICES WITH ELECTRIC SUPPLY SOURCE THROUGH ESC REGION 19 CONTRACT NUMBER 20-7379 IN THE ESTIMATED ANNUAL AMOUNT OF \$650,000 WITH AN OPTION FOR THREE, ONE-YEAR EXTENSIONS AND APPROVE THE RATIFICATION OF THE PAID INVOICES FOR THIS FISCAL YEAR IN THE AMOUNT OF \$340,789.24.

The board approved a Master Contract for skilled labor services with Electric Supply Source through ESC Region 19 Contract Number 20-7379 in the estimated annual amount of \$650,000 with an option for three, one-year extensions and approve the ratification of the paid invoices for this fiscal year in the amount of \$340,789.24.

REGULAR AGENDA

4. CONSIDERED AND APPROVED A MASTER CONTRACT WITH TRIANGLE ELECTRIC SUPPLY THROUGH ESC REGION 19 CONTRACT NUMBER 17-7243 IN THE INITIAL, ESTIMATED, ANNUAL AMOUNT OF \$368,000 WITH THE OPTION FOR TWO, ONE-YEAR EXTENSIONS EACH IN THE ESTIMATED ANNUAL AMOUNT OF \$300,000.

Art Duran, Chief Financial Officer, provided a presentation to the Board regarding this item (copy on file in Central Files). The Haskell R. Street WWTP has two motor driven and two engine driven blowers that are programmed to be replaced within two years. The two engine driven blowers are not operational and a backup blower is needed in the interim. Electrical service is needed to install one temporary backup blower and requires one pad mounted reconditioned transformer and one soft start for a total amount of \$67,950. Mr. Duran and Daniel Ortiz, General Counsel, addressed questions from the Board regarding this item.

On a motion made by Mr. Antcliff, seconded by Mayor Margo and unanimously carried, the Board approved a Master Contract with Triangle Electric Supply through ESC Region 19 Contract Number 17-7243 in the initial, estimated, annual amount of \$368,000 with the option for two, one-year extensions each in the estimated annual amount of \$300,000.

11. CONSIDERED AND APPROVED TASK ORDER NUMBER 1, AMENDMENT NUMBER 1 – ADDITIONAL CONSTRUCTION ADMINISTRATION SERVICES FOR THE NORTH 2 FRANKLIN EAST 1A 3MG ELEVATED RESERVOIR TO PARKHILL, SMITH AND COOPER, INC. IN THE AMOUNT OF \$98,343.

Mr. Alan Shubert, Vice President-Operations and Technical Services, provided a presentation to the Board regarding this item (copy on file in Central Files). The amendment to Task Order Number 1 is necessary to have Parkhill Smith and Cooper (PSC) continue to provide contract administration and resident project representative services while Landmark Structures completes the construction of the Franklin East 1A Elevated Reservoir. The amendment will cover PSC's services as Landmark reaches substantial completion, final completion, and project close-out. It will also include PSC's preparation of all required project close-out documentation. The extension to PSC's contract is needed because Landmark is approximately 206 days past their scheduled completion date. Landmark is testing the tank in the coming weeks and will be completed this fall. The causes of the time overrun is being disputed by Landmark. Mr. Shubert addressed questions from the Board regarding this item.

On a motion made by Ms. Garcia, seconded by Mayor Margo and unanimously carried, the Board approved Task Order Number 1, Amendment Number 1 – Additional Construction Administration Services for the North 2 Franklin East 1A 3MG Elevated Reservoir to Parkhill, Smith and Cooper, Inc. in the amount of \$98,343.

12. CONSIDERED AND APPROVED TASK ORDER NUMBER 2, AMENDMENT NUMBER 1 TO THE PROFESSIONAL SERVICES CONTRACT AWARDED TO HAZEN AND SAWYER, P.C. IN THE AMOUNT OF \$343,859 FOR ADDITIONAL DESIGN DURING CONSTRUCTION -OFFICE ENGINEERING SERVICES FOR THE JONATHAN ROGERS WATER TREATMENT PLANT OZONE SYSTEM AND SUPPORT FACILITIES.

Mr. Shubert, provided a presentation to the Board regarding this item (copy on file in Central Files). This task order amendment is for additional design during construction - office engineering services associated with the Jonathan Rogers Water Treatment Plant Ozone System and Support Facilities project. This project replaced the existing 20-year-old generators and increased the ozone generator capacity to 66 MGD. The construction was completed in October 2019. The start-up and troubleshooting began in March 2020 and is still ongoing. The consultant provided additional engineering support to manage schedule challenges, additional effort to address substantial submittal reviews, and support to validate contractor change order requests. The consultant also monitored and managed start-up challenges, changed from monthly to weekly meetings prior and during operational readiness testing, performed validation testing, commissioning, and 30-day testing, and extra monitoring and validation of faulty equipment on the cooling water system. The fees in Amendment Number 1 will cover the additional design during construction and office engineering services required. Mr. Shubert addressed questions from the Board regarding this item.

On a motion made by Mr. Antcliff, seconded by Dr. Santiago and unanimously carried, the Board approved Task Order Number 2, Amendment Number 1 to the professional services contract awarded to Hazen and

Sawyer, P.C. in the amount of \$343,859 for Additional Design During Construction - Office Engineering Services for the Jonathan Rogers Water Treatment Plant Ozone System and Support Facilities.

13. CONSIDERED AND APPROVED TASK ORDER NUMBER 3, AMENDMENT NUMBER 1 TO THE PROFESSIONAL SERVICES CONTRACT AWARDED TO HAZEN AND SAWYER, P.C. IN THE AMOUNT OF \$218,029 FOR ADDITIONAL DESIGN DURING CONSTRUCTION – RESIDENT PROJECT REPRESENTATIVE SERVICES FOR THE JONATHAN ROGERS WATER TREATMENT PLANT OZONE SYSTEM AND SUPPORT FACILITIES AND AUTHORIZE THE USE OF COMMERCIAL PAPER.

Mr. Shubert, provided a presentation to the Board regarding this item (copy on file in Central Files). This task order amendment is for additional design during construction – resident project representative services associated with the Jonathan Rogers Water Treatment Plant Ozone System and Support Facilities project. This project replaced the existing 20-year old generators and increased the ozone generator capacity to 66 MGD. The construction was completed in October 2019 and start-up and troubleshooting began in March 2020 and is still ongoing. The consultant provided additional overtime to manage the contractor's weekend schedule requirements, additional RPR services during critical times during construction, additional time to monitor and manage the start-up challenges, and a change from monthly to weekly meetings prior and during operational readiness testing. The consultant also provided performance validation testing, commissioning, and 30-day testing, and extra monitoring and validation of faulty equipment on the cooling water system and other equipment faults. The fees in Amendment Number 1 will cover the additional design during construction – resident project representative services required. Mr. Shubert addressed questions from the Board regarding this item.

On a motion made by Dr. Santiago, seconded by Mr. Morris and unanimously carried, the Board approved Task Order Number 3, Amendment Number 1 to the professional services contract awarded to Hazen and Sawyer, P.C. in the amount of \$218,029 for Additional Design During Construction – Resident Project Representative Services for the Jonathan Rogers Water Treatment Plant Ozone System and Support Facilities and authorize the use of commercial paper.

14. CONSIDERED AND AWARDED BID NUMBER SW02-20, SAN LORENZO AVE. CMP REPLACEMENT AND SANITARY SEWER IMPROVEMENTS TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER KARLSRUHER, INC. DBA CSA CONSTRUCTORS IN THE AMOUNT OF \$989,000.

Mr. Shubert, provided a presentation to the Board regarding this item (copy on file in Central Files). San Lorenzo Avenue is in El Paso's Lower Valley. The existing 24-inch stormwater corrugated metal pipe along San Lorenzo Avenue has started to collapse due to the corrosion of the material. Depressions appeared on the street and steel plates were installed to protect the public. In addition, the existing sanitary sewer services are in conflict with the stormwater line at various locations.

On a motion made by Mr. Antcliff, seconded by Ms. Garcia and unanimously carried, the Board awarded Bid Number SW02-20, San Lorenzo Ave. CMP Replacement and Sanitary Sewer Improvements to the lowest responsive, responsible bidder Karlsruhe, Inc. dba CSA Constructors in the amount of \$989,000.

15. CONSIDERED AND AWARDED BID NUMBER 35-20, HASKELL STREET WWTP SECONDARY CLARIFIERS SPLITTER BOX 36-INCH SLUICE GATES REPLACEMENT TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER, CUBIC WATER, LLC, IN THE AMOUNT OF \$811,500, AND AUTHORIZE THE USE OF COMMERCIAL PAPER.

Mr. Shubert, provided a presentation to the Board regarding this item (copy on file in Central Files). This contract is for the replacement of the four, secondary clarifier splitter box sluice gates at the Haskell R. Street Wastewater Treatment Plant that are inoperable. A significant cost factor is the by-pass pumping of the flow over a period of four weeks. Upon replacement of the splitter gates, a new project will be scoped to evaluate the pipe restraints and hydraulics that will improve pump performance and longevity. Mr. Shubert addressed questions from the Board regarding this item.

On a motion made by Mr. Morris, seconded by Dr. Santiago and unanimously carried, the board awarded Bid Number 35-20, Haskell Street WWTP Secondary Clarifiers Splitter Box 36-Inch Sluice Gates Replacement to the lowest responsive, responsible bidder, Cubic Water, LLC, in the amount of \$811,500, and authorize the use of commercial paper.

16. CONSIDERED AND APPROVED THE RATIFICATION OF HVAC REPAIRS AT THE JONATHAN ROGERS WATER TREATMENT PLANT BY DELTA AIR IN THE AMOUNT OF \$93,678.10.

Mr. Art Duran, Chief Financial Officer, provided a presentation to the Board regarding this item (copy on file in Central Files). Delta Air (Delta) has provided EPWater with routine and emergency repair services for various cooling units located at Jonathan Rogers WTP. Additionally, Delta modified the HVAC units in the administration building to increase the static pressure and install HEPA filtration for recirculated air.

On a motion made by Ms. Garcia, seconded by Dr. Santiago and unanimously carried, the Board approved the ratification of HVAC repairs at the Jonathan Rogers Water Treatment Plant by Delta Air in the amount of \$93,678.10.

17. CONSIDERED AND APPROVED THE RATIFICATION OF REPAIRS, LABOR, INSTALLATION, OVERHAULS AND FABRICATION FROM WEST TEXAS INDUSTRIAL CONTRACTOR, LLC, IN THE AMOUNT OF \$249,919.

Mr. Duran, provided a presentation to the Board regarding this item (copy on file in Central Files). West Texas Industrial Contractors, LLC., provides EPWater with labor for demolition and installation of equipment, overhaul of pumps and various equipment repairs and fabrications.

On a motion made by Ms. Garcia, seconded by Dr. Santiago and unanimously carried, the Board approved the ratification of repairs, labor, installation, overhauls and fabrication from West Texas Industrial Contractor, LLC, in the amount of \$249,919.

18. CONSIDERED AND APPROVED THE SOLE SOURCE CONTRACT FOR PURATE® TECHNOLOGY CHLORINE DIOXIDE GENERATION, WITH THORNTON, MUSSO, & BELLEMIN, INC., IN THE ESTIMATED ANNUAL AMOUNT OF \$775,000, WITH THE OPTION FOR TWO, ONE-YEAR EXTENSIONS CONTINGENT UPON THORNTON, MUSSO, & BELLEMIN, INC., PROVIDING YEARLY DOCUMENTATION ATTESTING TO THEIR SOLE SOURCE STATUS.

Mr. Duran, provided a presentation to the Board regarding this item (copy on file in Central Files). The Umbenhauer/Robertson Water Treatment Plant (Canal WTP) uses chlorine dioxide as a pre-disinfectant in the water treatment process. Chlorine dioxide must be generated on-site and is currently done using the proprietary Purate® Technology Chlorine Dioxide Generators. The Canal WTP has successfully utilized the Purate® technology method for the generation of chlorine dioxide for the past three years. Mr. Balliew, President/CEO addressed questions from the Board regarding this item.

On a motion made by Mr. Antcliff, seconded by Dr. Santiago and unanimously carried, the Board approved the sole source contract for Purate® Technology Chlorine Dioxide Generation, with Thornton, Musso, & Bellemin, Inc., in the estimated annual amount of \$775,000, with the option for two, one-year extensions contingent upon Thornton, Musso, & Bellemin, Inc., providing yearly documentation attesting to their sole source status.

19. CONSIDERED AND ADOPTED A RESOLUTION AWARDED BID NUMBER 58-20, SALE OF REAL ESTATE, APPROXIMATELY FIVE ACRES, AND LEGALLY DESCRIBED AS PORTION OF TRACT 5, JOHN BARKER SURVEY NO. 10, CITY OF EL PASO AND EL PASO COUNTY, TEXAS, TO THE SOLE RESPONSIVE, RESPONSIBLE BIDDER EL PASO ELECTRIC IN THE AMOUNT OF \$136,000, AND AUTHORIZE THE PRESIDENT AND CEO

TO FORWARD THE RECOMMENDATION TO CITY COUNCIL TO SELL THE LAND, AND TO SIGN ANY AND ALL DOCUMENTS NECESSARY TO COMPLETE THE SALE.

Ms. Alma de Anda, Utility Land & Water Rights Manager, provided a presentation to the Board regarding this item (copy on file in Central Files). On January 9, 2019, the Board determined the land totaling approximately five acres, and legally described as portion of Tract 5, John Barker Survey No. 10, City of El Paso, El Paso County, Texas, to be inexpedient to the system. This land is located in Northwest El Paso, north of Executive Blvd., and west of I-10.

On a motion made by Ms. Garcia, seconded by Mr. Morris and unanimously carried, the Board adopted a resolution awarding Bid Number 58-20, Sale of Real Estate, approximately five acres, and legally described as portion of Tract 5, John Barker Survey No. 10, City of El Paso and El Paso County, Texas, to the sole responsive, responsible bidder El Paso Electric in the amount of \$136,000, and authorize the President and CEO to forward the recommendation to City Council to sell the land, and to sign any and all documents necessary to complete the sale.

20. CONSIDERED AND ADOPTED A DROUGHT RESOLUTION ACCEPTING THE REPORT OF THE PRESIDENT/CEO REGARDING THE EXPECTED LIMITED RIO GRANDE WATER DELIVERIES FOR 2021 AND AUTHORIZING CONTRACTING AND PURCHASING UNDER TEXAS LOCAL GOVERNMENT CODE SECTION 252.022(2), AN EXEMPTION TO THE COMPETITIVE BIDDING STATUTES FOR PROCUREMENTS MADE TO PRESERVE AND PROTECT THE HEALTH AND SAFETY OF THE CUSTOMERS OF EPWATER.

Mr. Balliew, provided a presentation to the Board regarding this item (copy on file in Central Files). In recent years, water deliveries from the Rio Grande have been highly variable because of the record drought conditions in the region. Although water delivered from the Rio Grande in 2020 is considered a full allocation, the scheduled releases from the reservoir for the remainder of this irrigation season are expected to reduce the volume of water held in storage to 5% of the reservoir capacity (100,000 acre-feet). The amount is comparable with reservoir storage in the previous drought years of 2012, 2013, 2014, and 2018. Limited reservoir storage indicates that EPWater will receive a limited annual allocation of surface water in 2021. As a result of this drought condition, the Utility will need to produce more groundwater to meet peak demands. Texas Local Government Code Section 252.022(2) provides an exemption to the competitive bidding statutes for procurements made to preserve and protect the health and safety of residents. An approved drought resolution will allow for expedited procurement of contracted consultant and construction services under this exemption to the general bidding statutes related to drought relief projects (including but not limited to drilling and equipping of new wells, reconditioning existing wells, purchase of well pumps and optimizing production of the Kay Bailey Hutchison Desalination Plant). An approved drought resolution will allow for earlier starting and completion dates of drought relief projects. This will allow drought relief projects to be completed before the peak demands of next summer. Mr. Balliew addressed questions from the Board regarding this item.

On a motion made by Mr. Antcliff, seconded by Mayor Margo and unanimously carried, the Board adopted a Drought Resolution accepting the report of the President/CEO regarding the expected limited Rio Grande water deliveries for 2021 and authorizing contracting and purchasing under Texas Local Government Code Section 252.022(2), an exemption to the competitive bidding statutes for procurements made to preserve and protect the health and safety of the customers of EPWater.

21. CONSIDERED AND APPROVED THE WATER, WASTEWATER, RECLAIMED WATER AND STORMWATER ANNUAL BUDGET SCHEDULE FOR FISCAL YEAR 2021-2022.

Mr. Balliew, provided a presentation to the Board regarding this item (copy on file in Central Files). A budget workshop open to the public is proposed for November 30th to review the proposed capital and operations annual budgets for Water, Wastewater, Reclaimed Water and Stormwater for Fiscal Year 2021-2022, and proposed Rules and Regulation changes. Budget approval and adoption of changes to Rules and Regulations is scheduled for the regular board meeting of January 9, 2021.

On a motion made by Mr. Antcliff, seconded by Ms. Garcia and unanimously carried, the Board approved the Water, Wastewater, Reclaimed Water and Stormwater Annual Budget Schedule for Fiscal Year 2021-2022.

22. CONSIDERED THE REVISED PSB COMMUNICATIONS POLICY.

Staff requested to have this item deleted from the agenda.

On a motion made by Mr. Morris, seconded by Dr. Santiago and unanimously carried, the Board approved to delete this item from the agenda.

23. MANAGEMENT REPORT

- Pricing Results of Water and Sewer Revenue Refunding Bonds Series 2020 and 2020A- Mr. Art Duran, Chief Financial Officer, began his presentation by reminding the Board that they approved bond issues 2020 and 2020A. For Series 2020 (Commercial Paper Refunding), the maximum True Interest Cost was estimated at 3.9%, the actual was 1.91%; the principal amount of issue estimated at \$40,525,000, and the actual was \$33,420,000. For Series 2020A, Economic Refunding the maximum true interest cost was estimated at 2.5%, the actual was 1.28%; the principal amount of issue was \$63,250,000, actual came in at \$62,990,000; minimum present value savings percentage estimated at 3% with the actual coming in at 10.04%. A net present value savings of \$5.9 million an additional \$3.2 million higher than present on July 8, 2020. The Board members thanked everyone involved in this process.

24. 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.

No comments were made.

EXECUTIVE SESSION

On a motion made by Mr. Antcliff, seconded by Ms. Garcia, and unanimously carried, the Board retired into Executive Session at 10:52 a.m., September 9, 2020, 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 551.074 Personnel Matters

a. Section 551.072. Deliberation regarding Real Property

The Board will deliberate regarding whether the following property can be declared inexpedient to the stormwater system: Property located in East El Paso off Yermoland Drive and Kessler Drive in the County of El Paso, legally described as Kessler Industrial District Unit 1, Block 5, portion of Lots 3, 4, and 5, consisting of approximately 0.5385 acres.

On a motion made by Mayor Margo, seconded by Mr. Morris and unanimously carried, the Board reconvened in open session at 11:00 a.m.

THE BOARD DELIBERATED REGARDING WHETHER THE FOLLOWING PROPERTY CAN BE DECLARED INEXPEDIENT TO THE STORMWATER SYSTEM: PROPERTY LOCATED IN EAST EL PASO OFF YERMOLAND DRIVE AND KESSLER DRIVE IN THE COUNTY OF EL PASO, LEGALLY DESCRIBED AS KESSLER INDUSTRIAL

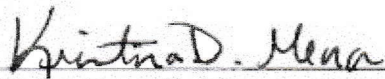
DISTRICT UNIT 1, BLOCK 5, PORTION OF LOTS 3, 4, AND 5, CONSISTING OF APPROXIMATELY 0.5385 ACRES.

Motion made by Ms. Garcia and seconded by Mayor Margo and carried that the President and CEO be authorized to proceed with the acquisition of land in the manner approved by the Board and in accordance with the terms and conditions specified by the Board, and sign any and all documents necessary to complete the purchase.


ADJOURNMENT

On a motion made by Mayor Margo, seconded by Dr. Santiago and unanimously carried, the meeting adjourned at 11:01 a.m., September 9, 2020.

ATTEST:



Kristina Mena-Chair



Secretary-Treasurer