

MINUTES
PUBLIC SERVICE BOARD
CITY OF EL PASO
September 14, 2022

The regular meeting of the Public Service Board was held in person, Wednesday, September 14, 2022.

PSB MEMBERS PRESENT

Dr. Kristina D. Mena, Chair
Lisa Saenz, Member
Dr. Ivonne Santiago, Vice Chair
Charlie Intebi, Member
Bryan Morris, Secretary-Treasurer
Stefanie Block Uribarri, Member

PSB MEMBERS ABSENT

Mayor Oscar Leeser

PSB EMPLOYEES PRESENT

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

EPWATER EMPLOYEES PRESENT

Marcela Navarrete, Vice President
Paul Rivas, Vice President
Art Duran, Chief Financial Officer
Claudia Duran, Executive Assistant to the President/CEO
Sol Cortez, Deputy General Counsel
Irazema Rojas, Interim Chief Technical Officer
Lisa Rosendorf, Chief Communications & Government Affairs Officer
Martin Noriega, Chief Operations Officer
Rose Guevara, Purchasing and Contracts Manager
Robert Davidson, Contract Construction Administrator
Gisela Dagnino, Chief Operations Officer
Jesus Garcia, PC/LAN Specialist II
Ciara Grier, Support Services I
Luz Holguin, Assistant Chief Financial Officer
Ryan Stubbs, Capital Improvement Project Manager
Geoffrey Espineli, Engineering Division Manager
Melinda Becker, Assistant General Counsel
Veronica Galindo, Water Production Manager
Richard Wilcox, Water Supply Manager
Angel Bustamante, Water Systems Division Manager
David Ornelas, Wastewater Systems Division Manager
Jeff Tepsick, Assistant Chief Financial Officer
Zuelma Jamis, Senior Secretary
Michael Dubrule, Operations Supervisor
Elijio Myers, Water Distribution Superintendent
Horacio Martinez, Operations Assistant
Mike Parker, Water Plant Superintendent
Jerry Gomez, Engineering Program Administrator
Fred Gorham, Senior Industrial Electrician

GUESTS

Monica Barrera, La Posada

MEDIA

The Public Service Board meeting was called to order by Dr. Mena at 8:00 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 single motion made by Dr. Santiago, seconded by Mr. Morris and unanimously carried, the Board took action on the following consent agenda items:

1. CONSIDERED AND APPROVED THE MINUTES OF THE REGULARLY SCHEDULED MEETING HELD ON AUGUST 10, 2022.

2. CONSIDERED AND APPROVED AMENDMENT NUMBER 1 TO THE PROFESSIONAL ENGINEERING SERVICES CONTRACT AWARDED TO CEA ENGINEERING GROUP, INC. FOR ADDITIONAL CONSTRUCTION PHASE SERVICES FOR THE RIVERSIDE INTERNATIONAL INDUSTRIAL CENTER PROJECT IN THE AMOUNT OF \$173,534; AUTHORIZED FUTURE TASK ORDERS OR AMENDMENTS TO BE ISSUED UNDER THIS CONTRACT FOR ADDITIONAL DESIGN AND CONSTRUCTION PHASE SERVICES IN AN ESTIMATED AMOUNT OF \$500,000 PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROVED BUDGET FOR THE TASK ORDERS OR AMENDMENTS AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

3. CONSIDERED AND APPROVED AMENDMENT NUMBER 1 TO THE PROFESSIONAL ENGINEERING SERVICES CONTRACT AWARDED TO CAROLLO ENGINEERS, INC., FOR ADDITIONAL CONSTRUCTION PHASE SERVICES FOR THE FRED HERVEY WATER RECLAMATION PLANT BLOWER BUILDING AND AERATION SYSTEM IMPROVEMENTS – PART 2 PROJECT IN THE ESTIMATED AMOUNT OF \$235,681.

REGULAR AGENDA

4. PRESENTED A CHECK TO MONICA BARRERA, EXECUTIVE DIRECTOR FROM LA POSADA HOME, INC. IN THE AMOUNT OF \$50,000 FOR FUNDRAISING ACTIVITIES FROM EPWATER EMPLOYEES AND THE GOLF TOURNAMENT AT PAINTED DUNES SPONSORED BY TOUCHSTONE GOLF FOUNDATION.

Michael Dubrule, Operations Supervisor, provided a presentation to the Board on this item (copy on file in Central Files.) Mr. Dubrule spoke of the fundraising activities done by El Paso Water staff on their own time to gather funds for the Charity of Choice- La Posada. Fundraising activities included a volleyball tournament, trap shoot, kickball tournament, Top Golf family activity, golf tournament, jeans Fridays, bake sales, snack sales, root beer floats, and supply drive. A check for \$50,000 was presented by the Charity of Choice committee members and Mr. John Balliew to La Posada's Executive Director, Monica Barrera.

5. PRESENTATION OF THE NATIONAL ASSOCIATION OF CLEAN WATER AGENCIES AWARD TO THE FRED HERVEY WATER RECLAMATION PLANT FOR EIGHT YEARS OF COMPLETE AND CONSISTENT COMPLIANCE.

Christina Montoya, Communications and Marketing Manager, presented this item to the Board. The award was received by the Fred Hervey Water Reclamation Plant Assistant Superintendent, Javier Arenivas. Ms. Montoya recognized the entire Fredy Hervey staff for their hard work and dedication to make the award possible.

6. APPROVED A RESOLUTION ALLOWING FOR THE ADDITION OF STAFF AS AN AUTHORIZED REPRESENTATIVE OF THE EL PASO WATER/PUBLIC SERVICE BOARD FOR THE TEXPOOL INVESTMENT POOL ACCOUNTS; AND THAT THE PSB CHAIR AND SECRETARY-TREASURER BE AUTHORIZED TO SIGN ANY RELATED DOCUMENTS.

Jeff Tepsick, Assistant Chief Financial Officer, provided a presentation to the Board regarding this item. A new Treasury & Property Control Manager, Ms. Rebecca Hart, was hired, and Luz Holguin has been promoted to Assistant CFO. Therefore, there is a need to add Ms. Rebecca Hart as an authorized representative and identify Luz Holguin as an authorized representative under the new position title. To do this, TexPool requires a resolution from the Board approving this change.

On a motion made by Dr. Santiago, seconded by Mr. Morris, and unanimously carried, the Board approved a resolution allowing for the addition of staff as an authorized representative of the El Paso Water/Public Service Board for the TexPool Investment Pool accounts; and that the PSB Chair and Secretary-Treasurer be authorized to sign any related documents.

7. APPROVED A RESOLUTION AUTHORIZING THE ADDITION OF STAFF AS AN AUTHORIZED REPRESENTATIVE OF THE EL PASO WATER/PUBLIC SERVICE BOARD FOR THE TEXAS SHORT TERM ASSET RESERVE PROGRAM (TEXSTAR) INVESTMENT POOL ACCOUNTS; AND THAT THE PSB CHAIR AND SECRETARY-TREASURER BE AUTHORIZED TO SIGN ANY RELATED DOCUMENTS.

Jeff Tepsick, Assistant Chief Financial Officer, provided a presentation to the Board regarding this item. A new Treasury & Property Control Manager, Ms. Rebecca Hart, was recently hired, and Luz Holguin has been promoted to Assistant CFO. Therefore, there is a need to add Ms. Rebecca Hart as an authorized representative and identify Luz Holguin as an authorized representative under the new position title. To do this, TexSTAR requires a resolution from the Board approving this change.

On a motion made by Ms. Saenz, seconded by Mr. Morris and unanimously carried, the Board approved a resolution authorizing the addition of staff as an authorized representative of the El Paso Water/Public Service Board for the Texas Short Term Asset Reserve Program (TexSTAR) Investment Pool accounts; and that the PSB Chair and Secretary-Treasurer be authorized to sign any related documents.

8. CONSIDERED AND APPROVED A SOLE SOURCE CONTRACT PURSUANT TO SECTION 252.022(A)(7)(A) OF THE TEXAS LOCAL GOVERNMENT CODE WITH POLYDYNE INC. FOR THE PURCHASE OF LIQUID CATIONIC POLYMERS FOR BOTH SURFACE WATER TREATMENT PLANTS IN THE ESTIMATED ANNUAL AMOUNT OF \$361,400 FOR A TERM OF ONE YEAR, WITH TWO ONE-YEAR OPTIONS, PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROPRIATE BUDGET AND CONTINGENT UPON VENDOR PROVIDING ANNUAL DOCUMENTATION ATTESTING TO THEIR SOLE SOURCE STATUS.

Richard Wilcox, Water Supply Manager, provided a presentation to the Board regarding this item. Surface water plants use liquid cationic polymer as a coagulant aid. The two polymers currently used are CLARIFLOC C-308P and CLARIFLOC A-210P, which are manufactured and supplied by Polydyne Inc., a sole source manufacturer. These two polymers were selected after extensive field testing demonstrated the highest performance (RFQ 65-19). Mr. Wilcox answered questions from the Board on this item.

On a motion made by Mr. Morris, seconded by Dr. Santiago, and unanimously carried, the Board approved a sole source contract pursuant to Section 252.022(a)(7)(A) of the Texas Local Government Code with Polydyne Inc. for the purchase of liquid cationic polymers for both surface water treatment plants in the estimated annual amount of \$361,400 for a term of one year, with two one-year options, provided that funding is available in the appropriate budget and contingent upon vendor providing annual documentation attesting to their sole source status.

9. CONSIDERED AND REJECTED THE OPTIONAL ITEM (ITEM #117) FOR PM III SERVICES FROM ALL BIDDERS AND AWARDED BID NUMBER 75-22, ENGINE AND GENERATOR MAINTENANCE SERVICES, TO INTERTECH POWER SYSTEMS, LLC AS THE PRIMARY CONTRACTOR, THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER, IN THE ESTIMATED ANNUAL AMOUNT OF \$798,385 AND WAGNER EQUIPMENT CO. AS THE SECOND LOWEST RESPONSIVE, RESPONSIBLE BIDDER ON AN AS-NEEDED BASIS AT THE UTILITY'S DISCRETION IN AN ESTIMATED ANNUAL AMOUNT OF \$872,250 FOR A TERM OF ONE

YEAR WITH THE OPTION FOR TWO, ONE-YEAR EXTENSIONS, PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROVED BUDGET.

Rose Guevara, Purchasing and Contracts Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) EPWater has 115 generators and engines in use for backup power to water and wastewater plants, wells, pump stations, and support facilities. The contractor will be responsible for the maintenance service required on 115 generators and engines. Ms. Guevara answered questions from the Board on this item.

On a motion made by Mr. Morris, seconded by Dr. Santiago, and unanimously carried, the Board rejected the optional item (item #117) for PM III services from all bidders and awarded Bid Number 75-22, Engine and Generator Maintenance Services, to Intertech Power Systems, LLC as the primary contractor, the lowest responsive, responsible bidder, in the estimated annual amount of \$798,385 and Wagner Equipment Co. as the second lowest responsive, responsible bidder on an as-needed basis at the Utility's discretion in an estimated annual amount of \$872,250 for a term of one year with the option for two, one-year extensions, provided that funding is available in the approved budget.

10. CONSIDERED AND APPROVED A ONE-YEAR EXTENSION OF THE ON-CALL CONSTRUCTION CONTRACT WITH LESNA CONSTRUCTION, INC. FOR BID NUMBER 29-21, RIVERSIDE INTERNATIONAL INDUSTRIAL CENTER ON-CALL CONSTRUCTION FOR WATER, WASTEWATER, AND STORMWATER SYSTEMS IN THE AMOUNT OF \$4,788,648.50 AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

Ivan Hernandez, Engineering Division Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) EPWater manages approximately 200 acres of land in southeast El Paso, known as the Riverside International Industrial Center (RIIC). The proximity of the RIIC to the Zaragoza International Port-of-Entry, coupled with the recent improvements to Pan American Drive and Winn Road, make the property ideal for leasing to large manufacturing, warehousing, and industrial tenants. EPWater subdivided the RIIC in December 1999, intending to develop an industrial park at this site. A marketing study for the new industrial park was commissioned in 2017, which showed a generalized layout of the center's stormwater facilities and building sites. In July of 2021, the Public Service Board (PSB) approved the award of Bid Number 29-21, Riverside International Industrial Center On-Call Construction Contract for Water, Wastewater, and Stormwater Systems, to the lowest, responsive, responsible bidder, Lesna Construction, Inc., in the amount of \$4,788,648.50 for a period of one year. The contract has an option to extend for two one-year extensions. As of today, four task orders have been issued under the contract for the total amount of \$4,693,317.29, for which the work is still ongoing. Mr. Hernandez answered questions from the Board on this item.

On a motion made by Dr. Santiago seconded by Ms. Saenz, and unanimously carried, the Board approved a one-year extension of the on-call construction contract with Lesna Construction, Inc. for Bid Number 29-21, Riverside International Industrial Center On-Call Construction for Water, Wastewater, and Stormwater Systems in the amount of \$4,788,648.50 and authorized the use of commercial paper.

11. APPROVED RESCINDING THE AWARD OF BID NUMBER 17-22, LUCKETT WASTEWATER REPLACEMENT TO SPARTAN CONSTRUCTION OF TEXAS, INC. AND DECLARED SPARTAN CONSTRUCTION OF TEXAS, INC. AS NOT RESPONSIBLE; AND CONSIDERED AND ADOPTED AN EMERGENCY LUCKETT WASTEWATER COLLECTION SYSTEM UPSIZING PROJECT RESOLUTION AUTHORIZING THE PRESIDENT/CEO OR DESIGNEE TO CONTRACT AND PURCHASE WITHOUT FURTHER ACTION OF THE PUBLIC SERVICE BOARD, PURSUANT TO ALLOWABLE EXEMPTIONS TO THE BID STATUTE UNDER SECTION 252.022(A) OF THE TEXAS LOCAL GOVERNMENT CODE TO ADDRESS THE URGENT PUBLIC NECESSITY, AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

Ivan Hernandez, Engineering Division Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) The wastewater collection system that runs along Luckett Ct. has recently experienced conveyance capacity issues with a high risk of sanitary sewer overflows and requires an urgent upsizing. Bid Number 17-22 was advertised for bidding on March 22, 2022. Two bids were received on April 12, 2022, ranging between 10% to 34% above the engineer's estimate of \$2,260,468.35. Spartan Construction of Texas, Inc was the apparent low bidder for this project. Pursuant to the authorization granted to the President/CEO on February 9, 2022 by the Public Service Board through a resolution to evaluate, select and award construction contracts under

\$6,000,000, staff recommended to the President/CEO to award Bid Number 17-22, Luckett Wastewater Replacement to Spartan Construction of Texas, Inc. Subsequently, a Notice of Award was issued to Spartan Construction on May 27, 2022. Spartan Construction of Texas, Inc. has been unable to provide the necessary insurance requirements as required in the contract documents. Mr. Hernandez answered questions from the Board on this item.

On a motion made by Mr. Morris, seconded by Dr. Santiago and unanimously carried, the Board approved rescinding the award of Bid Number 17-22, Luckett Wastewater Replacement to Spartan Construction of Texas, Inc. and declare Spartan Construction of Texas, Inc. as not responsible; and considered and adopted an Emergency Luckett Wastewater Collection System Upsizing Project Resolution authorizing the President/CEO or designee to contract and purchase without further action of the Public Service Board, pursuant to allowable exemptions to the bid statute under Section 252.022(a) of the Texas Local Government Code to address the urgent public necessity, and authorized the use of commercial paper.

12. APPROVED RESCINDING THE AWARD OF BID NUMBER 23-22, NORTHEAST FRANKLIN DISTRIBUTION WATER MAIN SEAN HAGGERTY PHASE I AND NORTHEAST FRANKLIN INTERCEPTOR SEAN HAGGERTY PHASE I TO SPARTAN CONSTRUCTION OF TEXAS, INC. AND DECLARED SPARTAN CONSTRUCTION OF TEXAS, INC. AS NOT RESPONSIBLE AND AUTHORIZED STAFF TO RE-BID THIS PROJECT.

Ivan Hernandez, Engineering Division Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) The Northeast Franklin Distribution Water Main Sean Haggerty Ph. I and the Northeast Franklin Interceptor Sean Haggerty Ph. I projects are necessary to provide service to development in the growing northeast area of El Paso. Five bids were received on March 29, 2022, ranging between 6% below to 102% above the engineers' estimate of \$3,437,148.75. Spartan Construction of Texas, Inc. was the apparent low bidder for this project at \$3,223,533.48. Pursuant to the authorization granted to the President/CEO on February 9, 2022 by the Public Service Board through a resolution passed to evaluate, select and award construction contracts under \$6,000,000, EPWater staff recommended to the President/CEO to award Bid Number 23-22, Northeast Franklin Distribution Water Main Sean Haggerty Ph. I and the Northeast Franklin Interceptor Sean Haggerty Ph. I to Spartan Construction of Texas, Inc. Subsequently, a Notice of Award was issued to Spartan Construction on May 27, 2022. Spartan Construction of Texas, Inc. has been unable to provide the necessary insurance requirements as required in the contract documents. Mr. Hernandez answered questions from the Board on this item.

On a motion made by Dr. Santiago, seconded by Mr. Morris, and unanimously carried, the Board approved rescinding the award of Bid Number 23-22, Northeast Franklin Distribution Water Main Sean Haggerty Phase I and Northeast Franklin Interceptor Sean Haggerty Phase I to Spartan Construction of Texas, Inc. and declared Spartan Construction of Texas, Inc. as not responsible and authorized staff to re-bid this project.

13. CONSIDERED AND AWARDED BID NUMBER 09-22, PLANNED WATER LINE REPLACEMENT PROGRAM PHASE XII-A, TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER, LESNA CONSTRUCTION, INC., IN THE AMOUNT OF \$8,229,900.

Ivan Hernandez, Engineering Division Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) Planned Water Line Replacement Program is a multiple-phased program of replacing deteriorated water distribution cast-iron, galvanized, and other aging lines throughout the City of El Paso since 1998. Phase XII A is located throughout Central El Paso and the scope of work consists of replacing approximately four miles of existing cast-iron, galvanized, and other aging water lines that are deteriorated. In some instances, it will be necessary to upsize the existing water mains to improve the water distribution system operation.

On a motion made by Mr. Morris, seconded by Dr. Santiago, and unanimously carried, the Board awarded Bid Number 09-22, Planned Water Line Replacement Program Phase XII-A, to the lowest responsive, responsible bidder, Lesna Construction, Inc., in the amount of \$8,229,900.

14. CONSIDERED AND AWARDED COMPETITIVE SEALED PROPOSAL NUMBER 50-22, RANCHOS REAL 6.1 MGD, AND AIRPORT BOOSTER STATION REPLACEMENT TO SMITHCO CONSTRUCTION, INC. AS THE HIGHEST RANKED OFFEROR WITH THE BEST-VALUE PROJECT APPROACH IN THE AMOUNT OF \$18,885,800.

Ivan Hernandez, Engineering Division Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) Continued growth in the East Montana service area is requiring additional pumping capacity. The new Ranchos Real Pump Station is necessary to serve the continued development along the north and south of the Montana Avenue corridor, east of Loop 375. The pump station will draw water from a 2.0 MG elevated storage tank on-site (currently under construction) and will pump water into the East Montana Pressure Zone. The Airport Pump Station, built in 1953, is 69 years old and needs replacement. Mr. Hernandez answered questions from the Board on this item.

On a motion made by Dr. Santiago, seconded by Mr. Intebi, and unanimously carried, the Board awarded Competitive Sealed Proposal Number 50-22, Ranchos Real 6.1 MGD, and Airport Booster Station Replacement to Smithco Construction, Inc. as the highest ranked offeror with the best-value project approach in the amount of \$18,885,800.

15. CONSIDERED AND APPROVED A CONSTRUCTION MANAGER AT-RISK (CMAR) CONSTRUCTION CONTRACT WITH MGC CONTRACTORS, INC. FOR THE ROBERTO R. BUSTAMANTE WASTEWATER TREATMENT PLANT DIGESTERS 1, 2, AND 3 COVERS AND MIXERS REHABILITATION PROJECT AND ACCEPTED THE GUARANTEED MAXIMUM PRICE FOR WORK PACKAGE 1-DIGESTER NUMBER 3 (GMP1) IN THE AMOUNT OF \$11,898,976.90 AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

Ivan Hernandez, Engineering Division Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) The Roberto R. Bustamante Wastewater Treatment Plant (RRBWTP) began operation in 1991 with Digesters Number 1 and 2. In 2004, an additional digester was added. EPWater plans to rehabilitate the three digesters to bring them up to the optimal operation. RRBWTP always needs two functional digesters in operation. The rehabilitation of the digesters will take place one at a time. To better handle the risks of the project, an alternative delivery, the CMAR method, will be used. On March 9, 2022, the Public Service Board approved the selection of MGC Constructors, Inc. as the CMAR Contractor and awarded a Pre-Construction services contract. The rehabilitation of the digesters will include the replacement of covers, mechanical equipment, piping, valves, mixers, electrical panels, and control systems. The project will be constructed in several work packages. It was determined that Digester Number 3 would be the first one to rehabilitate. The CMAR contractor developed the Guaranteed Maximum Price Number 1 (GMP1) proposal for Work Package 1-Digester Number 3. Subsequent work packages will be presented to the Board for approval. Mr. Hernandez answered questions from the Board on this item.

On a motion made by Mr. Morris, seconded by Dr. Santiago, and unanimously carried, the Board approved a Construction Manager At-Risk (CMAR) construction contract with MGC_Contractors, Inc. for the Roberto R. Bustamante Wastewater Treatment Plant Digesters 1, 2, and 3 Covers and Mixers Rehabilitation project and accepted the Guaranteed Maximum Price for Work Package 1-Digester Number 3 (GMP1) in the amount of \$11,898,976.90 and authorized the use of commercial paper.

16. CONSIDERED AND AWARDED A PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE CONSTRUCTION MANAGER AT-RISK OF THE ROBERTO R. BUSTAMANTE WASTEWATER TREATMENT PLANT DIGESTERS 1, 2, AND 3 COVERS AND MIXERS REHABILITATION PROJECT TO FREESE AND NICHOLS, INC. IN THE AMOUNT OF \$726,885.43; AUTHORIZED FUTURE TASK ORDERS OR AMENDMENTS TO BE ISSUED UNDER THIS CONTRACT FOR ADDITIONAL CONSTRUCTION MANAGEMENT SERVICES IN THE ESTIMATED AMOUNT OF \$1,100,000 PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROVED BUDGET FOR THE TASK ORDERS OR AMENDMENTS.

Ivan Hernandez, Engineering Division Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) The Roberto R. Bustamante Wastewater Treatment Plant (RRBWTP) began operation in 1991 with Digesters Number 1 and 2. In 2004, the plant was later modified by adding Digester Number 3. EPWater plans to rehabilitate the three digesters to bring them up to the optimal operation. RRBWTP always needs two functional digesters in operation. The rehabilitation of the digesters will take place one at a time. To better handle the risks of the project, an alternative delivery, the CMAR method, will be used. The rehabilitation of the digesters will include the replacement of covers, mechanical equipment, piping, valves, mixers, electrical

panels, and control systems. It was determined that Digester Number 3 would be the first one to rehabilitate. On March 9, 2022, the Public Service Board approved the selection of MGC Constructors, Inc. as the CMAR Contractor and awarded a Pre-Construction services contract. This task has been completed for Digester Number 3. Mr. Hernandez answered questions from the Board on this item.

On a motion made by Dr. Santiago, seconded by Ms. Saenz, and unanimously carried, the Board awarded a professional engineering services contract for construction management services for the Construction Manager At-Risk of the Roberto R. Bustamante Wastewater Treatment Plant Digesters 1, 2, and 3 Covers and Mixers Rehabilitation project to Freese and Nichols, Inc. in the amount of \$726,885.43; authorized future task orders or amendments to be issued under this contract for additional construction management services in the estimated amount of \$1,100,000 provided that funding is available in the approved budget for the task orders or amendments.

17. CONSIDERED AND AWARDED PROFESSIONAL ENGINEERING SERVICES CONTRACTS FOR ON-CALL PROFESSIONAL ENGINEERING SERVICES FOR WASTEWATER TREATMENT PLANTS – RFQ 76-22 TO ARCADIS U.S., INC., BROWN AND CALDWELL DBA BROWN AND CALDWELL, INC., CAROLLO ENGINEERS, INC., CDM SMITH INC., H2O TERRA, LLC, HAZEN AND SAWYER, P.C., AND PARKHILL, SMITH AND COOPER, INC. FOR A MAXIMUM AMOUNT OF \$1,000,000 FOR EACH FIRM WITH A TERM OF THREE YEARS AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

Geoffrey Espineli, Engineering Division Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) EPWater has multiple wastewater treatment and water reclamation plants. Every year capital improvement projects are programmed to rehabilitate and improve the plants to keep them in operation. Engineering services required for the plants include, but are not limited to, the design of process/mechanical improvements, evaluation and design of structural repairs, electrical upgrades, instrumentation upgrades, hydraulic modeling and analysis, odor control process evaluation, studies, and plant operation support. The on-call contract intends to have multiple consultants available to the Utility to undertake these tasks in a timely manner.

On a motion made by Mr. Morris, seconded by Dr. Santiago, and unanimously carried, the Board awarded professional engineering services contracts for On-Call Professional Engineering Services for Wastewater Treatment Plants – RFQ 76-22 to Arcadis U.S., Inc., Brown and Caldwell dba Brown and Caldwell, Inc., Carollo Engineers, Inc., CDM Smith Inc., H2O Terra, LLC, Hazen and Sawyer, P.C., and Parkhill, Smith and Cooper, Inc. for a maximum amount of \$1,000,000 for each firm with a term of three years and authorized the use of commercial paper.

18. CONSIDERED AND APPROVED A PROFESSIONAL ENGINEERING SERVICES CONTRACT WITH CANFIELD ENGINEERING & INTEGRATION, LLC TO PROVIDE ELECTRICAL, INSTRUMENTATION, AND CONTROL SERVICES IN THE ESTIMATED AMOUNT OF \$3,000,000 FOR A TERM OF THREE YEARS, PROVIDED FUNDING IS AVAILABLE IN THE APPROPRIATE BUDGETS.

Richard Wilcox, Water Supply Manager, provided a presentation to the Board regarding this item. Canfield Engineering & Integration, LLC currently has an on-call contract for troubleshooting the generators at the Roberto Bustamante WWTP and Jonathan Rogers WTP that expires in November 2022. Operations would like to establish a new contract with a broader scope of work. Canfield Engineering & Integration, LLC will provide electrical, instrumentation, and control engineering services to include services such as project management, design, power studies, support during construction, startup/commissioning, programming, troubleshooting, and provide procurement specifications of equipment for EPWater.

On a motion made by Dr. Santiago, seconded by Ms. Saenz, and unanimously carried, the Board approved a professional engineering services contract with Canfield Engineering & Integration, LLC to provide electrical, instrumentation, and control services in the estimated amount of \$3,000,000 for a term of three years, provided funding is available in the appropriate budgets.

19. MANAGEMENT REPORT:

- **2022 A WS REF&IMP BONDS RESULTS**

Art Duran, Chief Financial Officer, provided the Board with a presentation on this item (copy on file in Central Files.) the 2022A Water and Wastewater Bond Results were priced on August 25, 2022- pricing for tax exempt refunding and improvement bonds, series 2022A. El Paso City Council will approve parameters as recommended by PSB. The Series 2022A with a maximum true interest cost of 6.5% with an actual of 4.09% and the principal amount of issue of \$441,000,000 with an actual of \$267,585,000.

- **CONSTRUCTION CONTRACTS UPDATE**

Irazema Rojas, Interim Chief Technical Officer, provided the board with a presentation on this item (copy on file in Central Files.) The Ft. Bliss Stormwater Diversion Access Structures- Central Area was for the construction of 2 precast arch bridges to be used as access structures. The project bid date was June 9, 2022 with a project duration of 395 days. Four bids were received and the bid was awarded to Smithco Construction, Inc for a total of \$4,402,614. SW41-22 Saint Mark's Drainage Improvements was for rehab existing ponding area and installation of 30", 48" and 72" RCP. The project bid date was July 12, 2022 and the project duration is 180 days. Six bids were received and the bid was awarded to Allen Concrete for \$2,081,396. SW43-22 Mesa Street and Texas Avenue Stormwater Main Replacement was for the installation of 310LF of 18" and 12" RCP. The project bid date was July 22, 2022 and the project duration is 120 days. Four bids were received and the bid was awarded to Black Stallion Contractors for \$304,000.72. Bid 71-22 Miranda 18" Wastewater Relief Line was for 5,600 LF of 18" sanitary sewer. The project was bid out on July 26, 2022 and the project duration is 330 days. Four bids were received and the bid was awarded to Spiess Construction for \$3,988,336. A total of 16 construction contracts under \$6 million have been awarded since March 2022 for a total of \$39,771,601.30.

- **VIDEO ON STORMWATER PROJECTS IN CENTRAL EP**

Christina Montoya, Communications and Marketing Manager, presented this video to the Board (copy on file in Central Files.)

20. 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.

21. CONSIDERED THE PRESENTATION OF ARIZONA TRADERS COMPANY REGARDING THE TERMINATION OF EPWATER SERVICES AT THEIR PROPERTY ON APRIL 19, 2022 AND DELIBERATE ON THE APPEAL PURSUANT TO EL PASO WATER'S RULES AND REGULATIONS NO.8.

On a motion made by Mr. Morris, seconded by Dr. Santiago, and unanimously carried, the Board postponed the item for 1 month.

EXECUTIVE SESSION

On a motion made by Mr. Morris, seconded by Dr. Santiago and unanimously carried, the Board retired into Executive Session 9:17 a.m., September 14, 2022, 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. Deliberation regarding real property in relation to El Paso Water's future administrative building. (551.071) (551.072)
- b. The claim of Project Amistad from May 12th, 2022. (551.071)

On a motion made by Dr. Santiago, seconded by Mr. Morris and unanimously carried, the Board reconvened in open session at 10:06 a.m., September 14, 2022.

- a. **DELIBERATION REGARDING REAL PROPERTY IN RELATION TO EL PASO WATER'S FUTURE ADMINISTRATIVE BUILDING. (551.071) (551.072)**

No action was taken on this item.

- b. **THE CLAIM OF PROJECT AMISTAD FROM MAY 12TH, 2022. (551.071)**

No action was taken on this item.


ADJOURNMENT

On a motion made by Dr. Santiago, seconded by Ms. Saenz and unanimously carried, the meeting adjourned at 10:06 a.m., September 14, 2022.

ATTEST:



Kristina Mena, Chair



Bryan Morris, Secretary-Treasurer