

**NOTICE:** The regular meeting of the Public Service Board will be held at **8:00 a.m. M.T.**, Wednesday, February 8, 2023 at the Public Service Board Meeting Room, 1154 Hawkins Boulevard, El Paso, Texas.

**CITY OF EL PASO  
PUBLIC SERVICE BOARD**

**February 8, 2023**

**8:00 a.m. M.T.**

**NOTICE TO THE PUBLIC**

All matters listed under the CONSENT AGENDA will be considered by the Public Service Board to be routine and will be enacted by one motion in the form listed below. There will be no separate discussion of these items unless members of the Board or persons in the audience request specific items be removed from the CONSENT AGENDA to the REGULAR AGENDA for discussion prior to the time the Public Service Board votes on the motion to adopt the CONSENT AGENDA. The Public Service Board may reconsider an agenda item at any time prior to adjournment. Comment by a member of the public as to any regular agenda item will be allowed by the Chair prior to or during the Board's consideration of the item. Reasonable time limits may be imposed by the Chair.

CALL TO ORDER  
ESTABLISHMENT OF A QUORUM  
MOMENT OF SILENT PRAYER  
PLEDGE OF ALLEGIANCE

**CONSENT AGENDA**

1. Consider and approve the minutes of the regularly scheduled meeting held on January 11, 2023. **(ATTACHMENT)**
2. Consider and approve a resolution authorizing the Public Service Board Chair, Secretary-Treasurer and President/CEO to sign all documents necessary and submit the application to request funding from the Texas Water Development Board under its EDAP Fund, in the estimated amount of \$30,000,000 to fund the Montana Vista Phase 2 wastewater infrastructure project to provide first-time sanitary services to the residents of the Montana Vista Colonia. **(ATTACHMENT)**
3. Consider and approve a resolution authorizing EPWater to join the Local Government Investment Cooperative (LOGIC) investment pool, appointing authorized representatives and authorizing the Board Chair, Secretary-Treasurer and President/CEO to sign any related documents to join the investment pool. **(ATTACHMENT)**
4. Consider and approve a sole source service agreement with Precision Solutions, LLC, pursuant to Section 252.022(a)(7)(A) and (D) of the Texas Local Government Code, to provide consulting services for the PeopleSoft HR Upgrade Phase II Implementation in the estimated amount of \$1,225,470 and authorize the use of commercial paper. **(ATTACHMENT)**
5. Consider and approve Amendment Number 1 to the Professional Engineering Services Agreement with Molzen-Corbin & Associates, Inc. for additional construction phase services for the Vinton (Westway) 1.25 MG Storage Tank – Part 2 project in the amount of \$149,373.18. **(ATTACHMENT)**
6. Consider and approve Change Order Number 1 – Construction Manager At-Risk (CMAR) Services for the Roberto R. Bustamante Wastewater Treatment Plant Digesters 1, 2, and 3 Covers and Mixers Rehabilitation – Work Package 1-Digester Number 3 (GMP1) to MGC Contractors, Inc. for additional work, increasing the Guaranteed Maximum Price 1 (GMP1) amount by \$538,281 and extending the contract duration by 14 days; and authorize the use of commercial paper. **(ATTACHMENT)**
7. Consider and award professional engineering services contracts for On-Call Professional Engineering Services for Water Treatment Plants – RFQ 109-22 to Carollo Engineers, Inc., CDM Smith Inc., H2O Terra, LLC, and Parkhill, Smith & Cooper, Inc., for an amount not to exceed \$1,000,000 for each firm and each with a term of three years and authorize the use of commercial paper. **(ATTACHMENT)**

### **CONSENT AGENDA (continued)**

8. Consider and award professional engineering services contracts for On-Call Professional Engineering Services for Water Storage Facilities – RFQ 123-22 to AECOM Technical Services, Inc., Freese and Nichols, Inc., Molzen-Corbin & Associates, Inc., Moreno Cardenas, Inc., and Parkhill, Smith & Cooper, Inc. for an amount not to exceed \$1,000,000 for each firm and each with a term of three years and authorize the use of commercial paper. **(ATTACHMENT)**

### **REGULAR AGENDA**

9. Presentation of the Safest Section of the Quarter Awards for the 4th Quarter of 2022.
10. Consider and approve a resolution of the El Paso Water Utilities Public Service Board delegating authority to the President/CEO or Designee to evaluate, select and award contracts for construction projects that are part of EPWater’s Fiscal Year 2023-2024 Capital Improvement Program for the Water and Sewer Utility and the Municipal Drainage Utility that are procured using the competitive bidding method or the competitive sealed proposal method, which comply with all applicable laws and EPWater policy and that do not to exceed the amount of \$6,000,000 per contract award, not inclusive of change orders, without further Public Service Board approval; this delegation of authority also includes the rejection of bids and termination of awarded contracts. **(ATTACHMENT)**
11. Consider and approve a sole source services agreement with The Frontera Land Alliance, pursuant to Section 252.022(a)(7)(F) of the Texas Local Government Code, for Frontera to perform certain management services of the Lost Dog and Knapp Lands, for which conservation easements have been placed, for an annual amount not to exceed \$50,000 for a term of three years and an option for two, one-year extensions provided that funding is available in the approved budget. **(ATTACHMENT)**
12. Consider and award a preconstruction services contract for Construction Manager At-Risk for Back-up Power Generators and Diesel Fuel Storage and Dispensing Systems Project - RFP 112-22, to Smithco Construction, Inc., in the estimated amount of \$1,326,986; authorize future task orders or amendments to be issued under this contract for additional preconstruction services in the estimated amount of \$500,000 provided that funding is available in the approved budget for the additional task orders or amendments and authorize the use of commercial paper. **(ATTACHMENT)**
13. Consider and authorize the President/CEO to enter into an Interlocal Agreement with the County of El Paso, Texas for the Provision of First-Time Wastewater Services for Turf Estates; and authorize EPWater’s funding to match the County’s funding in the estimated amount of \$1,700,000. **(ATTACHMENT)**
14. Management Report:
  - Construction Contracts Update
  - Lead and Copper Report
  - Weatherization Report
  - Engineers Week
  - Video from Communications
15. 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.

### **EXECUTIVE SESSION**

The Public Service Board will retire into Executive Session pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 through 551.089. (The items listed below are matters of the

sort to be discussed in Executive Session; however, the Public Service Board may move any item of this agenda to Executive Session, consistent with the terms of the Open Meetings Act.)

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

The Board will deliberate on the following matters:

- a. The acquisition of the following property legally described as a portion of Lots 21 through 23, Block 3, Keystone Business Park, City of El Paso, El Paso County, Texas, approximately 0.30 acres.  
(551.071, 551.072)
- b. The acquisition of the following properties legally described as portions of Tracts 23A1, 23B1 and 24G, Section 38, Block 81, Township 1, and portion of Tracts 24A and 26A, Section 38, Block 81, Township 1, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, approximately 0.40 acres and 0.16 acres.  
(551.071, 551.072)
- c. Whether the following property, legally described as a portion of Lot 5, Block 290, Vista Del Sol Unit 80, El Paso County, Texas, approximately 1.1895 acres, can be declared inexpedient to the stormwater system.  
(551.071, 551.072)
- d. Deliberation on negotiating third party consulting services for leasing and managing real estate.  
(551.071, 551.072)
- e. Texas v. New Mexico, pending in the Supreme Court of the United States, No. 141, Orig.  
(551.071)
- f. The special election for the proposed "Climate Change Charter Amendment Petition" submitted by Ground Game Texas to the City of El Paso.  
(551.071)

Any action as a result of these discussions will be taken at the re-opening of this meeting or at a subsequent meeting.

Adjournment.

#### **NOTICE TO THE PUBLIC:**

Meetings of the City of El Paso Public Service Board are accessible to individuals with disabilities. Accessible visitor parking spaces as well as the accessible entrance and ramp are located at the main entrance of the El Paso Water Headquarters Building, 1154 Hawkins Blvd. Individuals with disabilities in need of auxiliary aids and services, including interpreters for deaf or hearing impaired, must request such aids or services forty-eight (48) hours prior to the meeting. For assistance, contact the Board Administrator at (915) 594-5501.

**ALL PUBLIC SERVICE BOARD AGENDAS ARE PLACED ON THE INTERNET AT  
[WWW.EPWater.ORG](http://WWW.EPWater.ORG)**