

**MINUTES
PUBLIC SERVICE BOARD
CITY OF EL PASO
January 11, 2023**

The regular meeting of the Public Service Board was held in person, Wednesday, January 11, 2023

PSB MEMBERS PRESENT

Dr. Ivonne Santiago, Chair
Charlie Intebi, Secretary-Treasurer
Stefanie Block Uribarri, Member
Mayor Oscar Leeser
Dr. Kristina D. Mena, Member
Lisa Saenz, Member

PSB MEMBERS ABSENT

Bryan Morris, Vice-Chair

PSB EMPLOYEES PRESENT

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

EPWATER EMPLOYEES PRESENT

Marcela Navarrete, Vice President
Gilbert Trejo, Vice President
Art Duran, Chief Financial Officer
Claudia Duran, Executive Assistant to the President/CEO
Sol Cortez, Deputy General Counsel
Irazema Rojas, Chief Technical Officer
Lisa Rosendorf, Chief Communications & Government Affairs Officer
Martin Noriega, Chief Operations Officer
Gisela Dagnino, Chief Operations Officer
Ciara Grier, Support Services I
Luz Holguin, Assistant Chief Financial Officer
Geoffrey Espineli, Engineering Division Manager
Jeff Tepsick, Assistant Chief Financial Officer
Felipe Lopez, Chief Operations Officer
Christina Montoya, Communications and Marketing Manager
Ivan Hernandez, Engineering Division Manager
Laura Foster, Chief Architect
Adriana Castillo, Engineer Division Manager
Rocio Alvarado, Real Estate Manager
Angel Bustamante, Water Systems Division Manager
Rebecca Hart, Treasury and Property Control Manager
Gustavo Hurtado, Fiscal Operations Manager

GUESTS

Joe Molinar, City Representative for District 4
Ray Aauto, Builders Association
Richard Dayoub, TMC
Mia Romero, El Paso Chamber

MEDIA

KFOX/CBS

The Public Service Board meeting was called to order by Dr. Santiago at 8:07 a.m. A quorum of its members was present. After a moment of silence, those in attendance joined Art Duran in reciting the Pledge of Allegiance.

CONSENT AGENDA

On a single motion made by Mayor Leeser, seconded by Dr. Mena 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 DECEMBER 14, 2022.

2. CONSIDERED AND APPROVED AN INCREASE IN CAPACITY OF MASTER CONTRACT MC00000380 ISSUED TO C.L. NORTH COMPANY TO PURCHASE MAINTENANCE, REPAIR, AND OPERATION (MRO) EQUIPMENT, SUPPLIES, MATERIALS, AND SERVICES THROUGH ESC REGION 19 ALLIED STATES COOPERATIVE CONTRACT NO. 22-7434 BY AN ADDITIONAL \$500,000 TO INCREASE THE CURRENT MASTER CONTRACT CUMULATIVE AMOUNT TO \$1,000,000; AND THAT THE PUBLIC SERVICE BOARD APPROVED THE ANNUAL EXTENSION OF THE MASTER CONTRACT FOR AN ADDITIONAL ESTIMATED ANNUAL AMOUNT OF \$1,000,000 FOR AS LONG AS THE TERM OF CONTRACT NO. 22-7434 IS IN PLACE WITH C.L. NORTH COMPANY.

3. CONSIDERED AND APPROVED AN INCREASE IN CAPACITY OF MASTER CONTRACT MC00000102 ISSUED TO PYROCOM SYSTEM, INC. FOR THE PURCHASE OF ELECTRONIC SURVEILLANCE AND LOCKING SYSTEMS THROUGH ESC REGION 19 ALLIED STATES COOPERATIVE CONTRACT NO. 21-7404 BY AN ADDITIONAL \$500,000 TO INCREASE THE EXISTING MASTER CONTRACT CUMULATIVE AMOUNT TO \$1,000,000.

4. CONSIDERED AND APPROVED THE ISSUANCE OF A MASTER CONTRACT TO INFRASTRUCTURE REHABILITATION USA, INC., THROUGH PURCHASING COOPERATIVE OF AMERICA CONTRACT NO. OD-368-22 FOR CURED-IN-PLACE LINERS IN THE ESTIMATED AMOUNT OF \$1,300,000 FOR THE TERM OF ONE YEAR, WITH TWO ONE-YEAR OPTION RENEWALS FOR THE ESTIMATED ANNUAL AMOUNT OF \$3,000,000 PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROPRIATE BUDGET.

5. CONSIDERED AND AWARDED PROFESSIONAL ENGINEERING SERVICES CONTRACTS FOR ON-CALL PROFESSIONAL ENGINEERING SERVICES FOR STORMWATER AND WASTEWATER LIFT STATIONS – RFQ 108-22 TO ARCADIS U.S., INC., CEA ENGINEERING GROUP, INC., FREESE AND NICHOLS, INC., H2O TERRA, LLC, AND MORENO CARDENAS, INC. FOR AN AMOUNT NOT TO EXCEED \$1,000,000 FOR EACH FIRM WITH A TERM OF THREE YEARS AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

6. CONSIDERED AND APPROVED THE SERVLINER LEAK PROTECTION PROGRAM OFFERED BY HOMESERVE, A SOLE SOURCE PROVIDER OF THE PROGRAM INSURING EPWATER'S LEAK ADJUSTMENT POLICY AS REFLECTED IN RULES AND REGULATIONS NO. 5, AND AUTHORIZED THE PAYMENT TO HOMESERVE AT THE RATE OF \$0.98 MONTHLY FEE FOR EACH PARTICIPATING RESIDENTIAL CUSTOMER AND \$1.42 PER MONTH FOR EACH PARTICIPATING COMMERCIAL CUSTOMER, PURSUANT TO SECTION 252.022(A)(7) OF THE TEXAS LOCAL GOVERNMENT CODE.

REGULAR AGENDA

On a motion made by Dr. Mena, seconded by Ms. Saenz and unanimously carried, the Board took action to move items 8 and 9 before item 7.

8. CONDUCTED A PUBLIC HEARING BY THE MUNICIPAL DRAINAGE UTILITY SYSTEM'S GOVERNING BOARD TO CONSIDER A STORMWATER FEE INCREASE FOR FISCAL YEAR 2023-2024.

Claudia Duran, Executive Assistant, read into the record items 8 and 9 respectively. Dr. Santiago addressed the Board that a motion is needed to open the Public Hearing regarding this item (copy on file in Central Files).

On a motion made by Dr. Mena, seconded by Ms. Saenz and unanimously carried, the Board conducted a public hearing by the Municipal Drainage Utility System's governing board to consider a stormwater fee increase for Fiscal Year 2023-2024.

9. CONSIDERED AND ADOPTED THE STORMWATER ANNUAL BUDGET FOR FISCAL YEAR 2023-2024 AND ADOPTED A RESOLUTION AMENDING RULES AND REGULATIONS NO. 3 WITH PROPOSED CHANGES AND FEE ADJUSTMENTS.

John Balliew, President and CEO, provided a presentation to the Board regarding this item (copy on file in Central Files.) The proposed Stormwater Annual Budget for Fiscal Year 2023-2024, includes a fee adjustment of 15 percent. With input from City Council, the PSB acted in FY22-23 to accelerate stormwater master plan implementation with completion expected in 10 years. The stormwater budget in summary is that the debt service increased by \$2.7 million to fund CIP projects. The capital budget is \$70.6 million and the total budget is \$95.2 million. The proposed increase of 15% stormwater fee for FY23-24 for residential customers would go from the current rate of \$4.92 to the proposed \$5.66; for commercial customers, the rate would go from \$27.86 to the proposed \$32.04; for large commercial, the rate would go from \$441.05 to \$507.21. Mr. Balliew answered questions from the Board on this item.

On a motion made by Ms. Saenz, seconded by Dr. Mena and unanimously carried, the Board closed the public hearing for the Municipal Drainage Utility System's governing board to consider a stormwater fee increase for Fiscal Year 2023-2024.

On a motion made by Ms. Saenz, seconded by Dr. Mena and unanimously carried, the Board adopted the Stormwater Annual Budget for Fiscal Year 2023-2024 and adopted a Resolution amending Rules and Regulations No. 3 with proposed changes and fee adjustments.

7. CONSIDER AND APPROVE THE PROPOSED WATER AND WASTEWATER SUSTAINABLE INFRASTRUCTURE SURCHARGE FEES, INCORPORATED IN TODAY'S PROPOSED CHANGES TO RULES AND REGULATIONS NO. 5 AND NO. 6, TO BE ASSESSED ON NEW METER SERVICE CONNECTIONS FOR A CERTAIN CLASS OF CUSTOMERS TO FUND GROWTH-RELATED WATER AND WASTEWATER PROJECTS IN NEW SERVICE AREAS.

John Balliew, President and CEO, provided a presentation to the Board regarding this item (copy on file in Central Files.) The SIS fees have been presented to the PSB at three different meetings. At the December 14th, 2022, board meeting, the PSB was presented with different options and the Board decided to move forward with the full calculated SIS for final vote at the January 11, 2023 board meeting. Three members from the public were signed up to speak on this item to include Joe Molinar, City Representative for District 4, Richard Dayoub with TMC, Ray Aduato with EPAB and Mia Romero with El Paso Chamber. Mr. Balliew answered questions from the Board on this item.

On a motion made by Dr. Mena, seconded by Ms. Saenz, with Mr. Intebi opposing, the Board deleted the proposed water and wastewater Sustainable Infrastructure Surcharge Fees, incorporated in today's proposed changes to Rules and Regulations No. 5 and No. 6, to be assessed on new meter service connections for a certain class of customers to fund growth-related water and wastewater projects in new service areas.

10. CONSIDERED AND ADOPTED THE WATER, WASTEWATER, AND RECLAIMED WATER ANNUAL BUDGET FOR FISCAL YEAR 2023-2024 AND ADOPTED THE RESOLUTIONS

AMENDING RULES AND REGULATIONS NO. 5, NO. 6, AND NO. 7 WITH PROPOSED CHANGES TO THE RATES, FEES AND OTHER NECESSARY AMENDMENTS.

John Balliew, President and CEO, provided a presentation to the Board regarding this item (copy on file in Central Files.) The budget priorities equal customer priorities as per a recent customer survey, which are reliability, water supply and flood control. The water and wastewater budget summary for operating and maintenance budget has increased by \$13 million and the debt service has increased by \$44 million. The capital budget is \$554 million and the total budget is \$859 million. The recommended water and wastewater rates for FY 23-24 for the minimum water charge would go from \$8.70 to \$9.48 and for the water supply replacement charge, the fee would go from \$12.88 to \$14.04. The typical residential water and wastewater bill will see an average monthly increase of \$8.29. Mr. Balliew discussed the reduction of impact to customers. Water efficient customers will keep their bills down with a monthly savings of about \$14 for approximately 48,000 customers who are below 4CCFs per month. The impact of rate increase on water conservation is to decrease the water consumption with a target of 115 GPCD by the year 2040. Revisions are being made to rules and regulations 3 to update language for clarity, rules and regulations 5 to update water and sewer annexation fees tables, add meter/box damage fee during construction, update language for clarity and revision to leak adjustment policy. For rules and regulations 7, there will be an update to water and sewer refund rates, remove paving cuts waiver fee section and update language for clarity. Ms. Duran read comments from the public submitted by email. Mr. Balliew answered questions from the Board on this item.

On a motion made by Dr. Mena, seconded by Ms. Saenz with Mayor Leeser opposing, the Board adopted the Water, Wastewater, and Reclaimed Water Annual Budget for Fiscal Year 2023-2024 and adopted Resolutions amending Rules and Regulations No. 5, No. 6, and No. 7 with proposed changes to the rates, fees and other necessary amendments.

11. CONSIDERED AND APPROVED A CONSTRUCTION MANAGEMENT-AT-RISK (CMAR) CONSTRUCTION CONTRACT WITH HENSEL PHELPS CONSTRUCTION CO. FOR THE EPWATER MAIN ADMINISTRATION BUILDING PROJECT AND ACCEPTED THE GUARANTEED MAXIMUM PRICE (GMP1) IN THE AMOUNT OF \$7,599,724 FOR THE PARKING STRUCTURE AND SITE WORK.

Laura Foster, Chief Architect, provided a presentation to the Board regarding this item (copy on file in Central Files.) On June 8, 2022, the Public Service Board (PSB) awarded a Preconstruction Services Agreement to Hensel Phelps Construction Co (Hensel Phelps) for the EPWater Main Administration Building project. Their scope of the preconstruction services includes design review, cost estimating, procurement of construction contracts, and development of a proposed Guaranteed Maximum Price (GMP). The project will be constructed in three phases, delivered with two GMPs. The proposed action for this item is for the acceptance of the proposed GMP1 and for the authority to enter in a construction contract with Hensel Phelps. Phase I and associated GMP1 is for the construction of the parking structure and related points of egress and ingress. The schedule for Phase I is January 2023 through September 2023. Phases II and III, for the construction of the new main administration building and a demolition of the current administration building will be presented to the Board for approval by summer 2023 as part of GMP2. Ms. Foster answered questions from the Board on this item.

On a motion made by Mayor Leeser, seconded by Dr. Mena and unanimously carried, the Board approved a Construction Management-At-Risk (CMAR) construction contract with Hensel Phelps Construction Co. for the EPWater Main Administration Building project and accepted the Guaranteed Maximum Price (GMP1) in the amount of \$7,599,724 for the parking structure and site work.

12. CONSIDERED AND ADOPTED A VAL VERDE ALLEY WEST WASTEWATER MAIN EMERGENCY RESOLUTION RELATED TO THE URGENT PUBLIC NECESSITY TO REMEDIATE, REPAIR, REHABILITATE AND REPLACE THE WASTEWATER MAIN LOCATED AT VAL VERDE ALLEY WEST 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, INCLUDING TEXAS LOCAL GOVERNMENT CODE SECTION 252.022(A)(2) PROCUREMENTS

MADE TO PRESERVE OR PROTECT THE PUBLIC HEALTH OR SAFETY OF THE RESIDENTS OF EL PASO AND TEXAS LOCAL GOVERNMENT CODE SECTION 252.022(A)(3) PROCUREMENTS NECESSARY BECAUSE OF UNFORESEEN DAMAGE TO PUBLIC MACHINERY, EQUIPMENT, OR OTHER PROPERTY.

Irazema Rojas, Chief Technical Officer, provided a presentation to the Board regarding this item (copy on file in Central Files.) On September 2022, EPWater discovered the wastewater main located at Val Verde Alley West had collapsed. To prevent overflows, repair crews have been extracting wastewater daily from the associated manholes. An emergency action is needed to permanently repair and rehabilitate the wastewater main. Ms. Rojas answered questions from the Board on this item.

On a motion made by Ms. Saenz, seconded by Dr. Mena and unanimously carried, the Board adopted a Val Verde Alley West Wastewater Main Emergency Resolution related to the urgent public necessity to remediate, repair, rehabilitate and replace the wastewater main located at Val Verde Alley West 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, including Texas Local Government Code Section 252.022(a)(2) procurements made to preserve or protect the public health or safety of the residents of El Paso and Texas Local Government Code Section 252.022(a)(3) procurements necessary because of unforeseen damage to public machinery, equipment, or other property.

13. RATIFIED THE INCURRED REPAIR COSTS WITH OSCAR RENDA CONTRACTING, INC., RELATED TO THE EMERGENCY REPAIRS AND REPLACEMENT OF THE MANHOLES ALONG THE MESA DRAIN SEWER INTERCEPTOR IN THE ESTIMATED AMOUNT OF \$1,586,181.97 PURSUANT TO SECTION 252.022(A)(2) OF THE TEXAS LOCAL GOVERNMENT CODE, PROCUREMENT NECESSARY TO PRESERVE OR PROTECT THE PUBLIC HEALTH OR SAFETY OF THE MUNICIPALITY'S RESIDENTS AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

Ivan Hernandez, Engineer Division Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) On August 22, 2022, staff conducted routine inspections of the Mesa Drain sewer interceptor collection system and identified several manholes that were severely deteriorated due to hydrogen sulfide gas and are in urgent need of repairs. Oscar Renda Contracting, Inc. (ORC) was engaged in providing support to replace these manholes. ORC is a national construction company specializing in large-diameter pipeline installations and repairs and has experience performing similar work for EPWater. This procurement for the services rendered by ORC falls under the exemptions found in Texas Local Government Code Section 252.022 (a)(2). ORC has completed the work necessary to replace these manholes and restore the system back in service. Mr. Hernandez answered questions from the Board on this item.

On a motion made by Dr. Mena, seconded by Ms. Saenz and unanimously carried, the Board ratified the incurred repair costs with Oscar Renda Contracting, Inc., related to the emergency repairs and replacement of the manholes along the Mesa Drain Sewer Interceptor in the estimated amount of \$1,586,181.97 pursuant to Section 252.022(a)(2) of the Texas Local Government Code, procurement necessary to preserve or protect the public health or safety of the municipality's residents and authorized the use of commercial paper.

14. RATIFIED THE INCURRED REPAIR COSTS RELATED TO EMERGENCY PAVING OF RIGHTS-OF-WAY WITH TAO INDUSTRIES, INC. DBA HAWK CONSTRUCTION IN THE ESTIMATED AMOUNT OF \$400,000 AND APPROVED AN EMERGENCY PAVING CONTRACT WITH TAO INDUSTRIES, INC. DBA HAWK CONSTRUCTION FOR THE EMERGENCY AND SCHEDULED REPAIRS TO THE STREET RIGHTS-OF-WAY IN THE ESTIMATED AMOUNT OF \$2,200,000 FOR A TERM OF UP TO SIX MONTHS, PURSUANT TO SECTION 252.022(A)(2) OF THE TEXAS LOCAL GOVERNMENT CODE, PROCUREMENT NECESSARY TO PRESERVE OR PROTECT THE PUBLIC HEALTH OR SAFETY OF THE MUNICIPALITY'S RESIDENTS AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

Adriana Castillo, Engineer Division Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) On December 1, 2022, the paving contract with TAO Industries, Inc. (dba HAWK

Construction) expired, and all allowable contract extensions have been exhausted. Staff is currently finalizing a bid solicitation to advertise in January 2023. This item is to request the ratification of the expenditure for paving repair work and the approval of an emergency contract for paving repair work until the new bid is awarded. This contract is needed to repair asphalt and concrete streets and associated work damaged by a water or reclaimed water main break, sanitary sewer overflow and main breaks, stormwater runoff or new installations.

On a motion made by Dr. Mena, seconded by Ms. Saenz and unanimously carried, the Board ratified the incurred repair costs related to emergency paving of rights-of-way with TAO Industries, Inc. dba HAWK Construction in the estimated amount of \$400,000 and approve an emergency paving contract with TAO Industries, Inc. dba HAWK Construction for the emergency and scheduled repairs to the street rights-of-way in the estimated amount of \$2,200,000 for a term of up to six months, pursuant to Section 252.022(a)(2) of the Texas Local Government Code, procurement necessary to preserve or protect the public health or safety of the municipality's residents and authorized the use of commercial paper.

15. CONSIDERED AND ADOPTED A RESOLUTION AWARDING BID NUMBER 103-22, SALE OF REAL ESTATE, APPROXIMATELY 0.383 ACRES, AND LEGALLY DESCRIBED AS PORTION OF LOTS 1, 2, AND 3, BLOCK 2, KESSLER INDUSTRIAL DISTRICT UNIT 1, CITY OF EL PASO, EL PASO COUNTY, TEXAS, TO THE SOLE RESPONSIVE, RESPONSIBLE BIDDER YERMOLAND ENTERPRISES, INC., IN THE AMOUNT OF \$85,601.51, AND AUTHORIZED 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.

Rocio Alvarado, Real Estate Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) On August 11, 2021, the Public Service Board (PSB) determined the land totaling approximately 0.383 acres and legally described as Portion of Lots 1, 2, and 3, Block 2, Kessler Industrial District Unit 1, City of El Paso, El Paso County, Texas, to be inexpedient to the system. This land is located at the intersection of Yermoland Dr. and Kessler Dr. Based on an appraisal, the PSB set the minimum acceptable bid for this real estate bid at \$81,424.00. Ms. Alvarado answered questions from the Board on this item.

On a motion made by Mayor Leeser, seconded by Dr. Mena and unanimously carried, the Board adopted a resolution awarding Bid Number 103-22, Sale of Real Estate, approximately 0.383 acres, and legally described as Portion of Lots 1, 2, and 3, Block 2, Kessler Industrial District Unit 1, City of El Paso, El Paso County, Texas, to the sole responsive, responsible bidder Yermoland Enterprises, Inc., in the amount of \$85,601.51, and authorized 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.

16. CONSIDERED AND ACCEPTED EPWATER'S THIRD QUARTER INVESTMENT REPORT FY 22-23 FOR THE PERIOD ENDING NOVEMBER 30, 2022.

Becky Hart, Treasury and Property Control Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) The Public Funds Investment Act (PFIA) requires a quarterly investment report to be submitted. Ms. Hart answered questions from the Board on this item.

On a motion made by Mayor Leeser, seconded by Ms. Saenz and unanimously carried, the Board accepted EPWater's Third Quarter Investment Report FY 22-23 for the period ending November 30, 2022.

17. CONSIDERED AND ACCEPTED EPWATER'S THIRD QUARTER FINANCIAL AND PERFORMANCE MEASURES REPORT FOR THE PERIOD ENDING NOVEMBER 30, 2022.

Gustavo Hurtado, Fiscal Operations Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) The Public Service Board requires regular financial reporting from the President/CEO and staff on the financial condition of the Utility. Mr. Hurtado answered questions from the Board on this item.

On a motion made by Dr. Mena, seconded by Mr. Intebi and unanimously carried, the Board accepted EPWater's Third Quarter Financial and Performance Measures Report for the period ending November 30, 2022.

18. CONSIDERED AND APPROVED THE UPDATED PROPOSED TIMELINE FOR THE SELECTION OF A NEW PSB MEMBER IN THE AREA OF ENGINEERING.

Claudia Duran, Executive Assistant to the President/CEO, provided a presentation to the Board regarding this item (copy on file in Central Files.)

On a motion made by Mayor Leeser, seconded by Ms. Saenz and unanimously carried, the Board approved the updated proposed timeline for the selection of a new PSB member in the area of engineering.

19. MANAGEMENT REPORT:

• **CONSTRUCTION CONTRACTS UPDATE**

Irazema Rojas, Chief Technical Officer, provided the Board with a presentation on this item (copy on file in Central Files.) Rogers Plant Settling Pond Gate Improvements project for the installation of 16 electric actuators for existing gates was bid on October 26, 2022 and the duration is 366 days. Two bids were received and the bid was awarded to Cubic Water, LLC for \$3,408,000. NE Franklin Distribution Water Main Sean Haggerty Phase 1 and Interceptor (re-bid) project for installation of 16" water line and 30" sewer line was bid on November 16, 2022 and the project duration is 300 days. Four bids were received and the bid was awarded to CMD Endeavors for \$3,557,370. The Zaragoza Water and Sewer Improvements project for the installation of 8" water line and 8" sewer line was bid out on November 16, 2022 and the project duration is 210 days. Three bids were received and the bid was awarded to CSA Constructors for a bid amount of \$2,116,835.25. To date, 26 projects have been bid out for a total of \$64,535,918.70.

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 was no one signed up for public comment.

EXECUTIVE SESSION

On a motion made by Mayor Leeser seconded by Ms. Saenz and unanimously carried, the Board retired into Executive Session 10:08 a.m., January 11, 2023 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 the purchase of the real property legally described as follows: Lot 7, Sundown Addition, City of El Paso, El Paso County, Texas. (551.071) (551.072)

On a motion made by Ms. Saenz, seconded by Dr. Mena and unanimously carried, the Board reconvened in open session at 10:24 a.m., January 11, 2023.

A. THE BOARD WILL DELIBERATE REGARDING THE PURCHASE OF THE REAL PROPERTY LEGALLY DESCRIBED AS FOLLOWS: LOT 7, SUNDOWN ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS. (551.071) (551.072)

Motion made by Charlie Intebi, seconded by Dr. Mena and unanimously carried, that the President and CEO be authorized to proceed with the acquisition for land approved by the Board in accordance with the terms and conditions specified, and sign any and all documents necessary to complete the purchase.

ADJOURNMENT

On a motion made by Mayor Leeser, seconded by Dr. Mena and unanimously carried, the meeting adjourned at 10:25 a.m., January 11, 2023.

ATTEST:



Dr. Ivonne Santiago, Chair

Charlie Intebi, Secretary-Treasurer