

**MINUTES
PUBLIC SERVICE BOARD
CITY OF EL PASO
March 8, 2023**

The regular meeting of the Public Service Board was held in person, Wednesday, March 8, 2023

PSB MEMBERS PRESENT

Dr. Ivonne Santiago, Chair
Charlie Intebi, Secretary-Treasurer
Mayor Oscar Leeser
Lisa Saenz, Member
Bryan Morris, Vice-Chair
Dr. Kristina D. Mena, Member

PSB MEMBERS ABSENT

Stefanie Block Uribarri, Member

PSB EMPLOYEES PRESENT

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

EPWATER EMPLOYEES PRESENT

Marcela Navarrete, Vice President
Art Duran, Chief Financial Officer
Claudia Duran, Executive Assistant to the President/CEO
Irazema Rojas, Chief Technical Officer
Lisa Rosendorf, Chief Communications & Government Affairs Officer
Gisela Dagnino, Chief Operations Officer
Martin Noriega, Chief Operations Officer
Ciara Grier, Support Services I
Rose Guevara, Purchasing and Contracts Manager
Luz Holguin, Assistant Chief Financial Officer
Geoffrey Espineli, Engineering Division Manager
Christina Montoya, Communications and Marketing Manager
Adriana Castillo, Engineer Division Manager
Angel Bustamante, Water Systems Division Manager
Rebecca Hart, Treasury and Property Control Manager
Gustavo Hurtado, Fiscal Operations Manager
Michaela Ainsa, Senior Assistant General Counsel
Alma De Anda, Land and Water Rights Manager
Alex Vidales, Real Estate Manager
Zulema Jamis, Senior Secretary
Elijio Myers, Water Distribution Superintendent
Michael Parker, Water Plant Superintendent
Gerardo Gomez, Engineering Program Administrator
Ricardo Ruiz, Utility Plant Lead Technician
Fred Gorham, Senior Industrial Electrician

GUESTS

Richard Dayoub
Jon Barela, Borderplex Alliance
Anthony Tomasheski, CEO, Boys and Girls Club of El Paso
Evelyn Corral, Director of Field Operations, Boys and Girls Club of El Paso

MEDIA

None

The Public Service Board meeting was called to order by Dr. Santiago at 8:00 a.m. A quorum of its members was present. After a moment of silence, those in attendance joined Gisela Dagnino in reciting the Pledge of Allegiance.

CONSENT AGENDA

On a single motion made by Mr. Morris, seconded by Mayor Leeser 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 FEBRUARY 8, 2023.

2. APPOINTMENT OF BOARD MEMBERS TO THE FOLLOWING COMMITTEES:

(1) ARCHITECT/ENGINEER SELECTION ADVISORY COMMITTEE: BRYAN MORRIS, CHARLIE INTEBI

(2) COMMUNICATIONS COMMITTEE: STEFANIE BLOCK URIBARRI, KRISTINA MENA, IVONNE SANTIAGO

(3) AUDIT, FINANCE AND INVESTMENT COMMITTEE: STEFANIE BLOCK URIBARRI, KRISTINA MENA, LISA SAENZ

(4) DEVELOPMENT COMMITTEE: IVONNE SANTIAGO, BRYAN MORRIS, KRISTINA MENA

3. CONSIDERED AND APPROVED A MASTER CONTRACT FOR MAINTENANCE, REPAIR, AND OPERATION (MRO) EQUIPMENT, SUPPLIES, MATERIALS, AND SERVICES TO VELIZ COMPANY, LLC THROUGH ESC REGION 19 ALLIED STATES COOPERATIVE CONTRACT NO. 22-7434 IN THE ESTIMATED ANNUAL AMOUNT OF \$3,000,000 DURING THE TERM OF ESC REGION 19 ALLIED STATES COOPERATIVE CONTRACT NO. 22-7434, WITH AN END DATE OF APRIL 30, 2024, WITH FOUR ANNUAL EXTENSION OPTIONS, SHOULD ESC REGION 19 EXERCISE THE OPTION TO EXTEND.

4. CONSIDERED AND ADOPTED A RESOLUTION AUTHORIZING THE PRESIDENT/CEO'S SUBMISSION OF A GRANT APPLICATION TO THE U.S. BUREAU OF RECLAMATION UNDER FUNDING OPPORTUNITY NUMBER R23AS00076 "WATERSMART: WATER RECYCLING AND DESALINATION STUDIES" FOR A FEASIBILITY STUDY FOR THE UPPER VALLEY WATER TREATMENT PLANT EXPANSION IN THE AMOUNT OF \$1,000,000 IN GRANT FUNDS; AND AUTHORIZED EL PASO WATER'S FUNDING COMMITMENT TO ALLOCATE AN ESTIMATED \$1,000,000 TO THE PROJECT IF GRANT FUNDS ARE AWARDED; AND FURTHER AUTHORIZED THE PRESIDENT/CEO TO PROVIDE AND SIGN ANY DOCUMENTS IN CONNECTION WITH THE GRANT APPLICATION, GRANT AGREEMENT, AND THE FUNDS FOR THIS PROJECT.

5. CONSIDERED AND APPROVED AN INTERLOCAL AND SUBRECIPIENT AGREEMENT FOR EPWATER TO PROVIDE ENGINEERING DESIGN SERVICES FOR PHASE III WITH THE VILLAGE OF VINTON PROJECT THROUGH ITS SELECTED CONSULTANT, TO BE COMPENSATED BY THE VILLAGE OF VINTON WITH ARPA FEDERAL FUNDS IN THE AMOUNT OF \$498,841.

6. CONSIDERED AND AUTHORIZED THE PRESIDENT/CEO TO SIGN THE AMENDMENT TO THE DEVELOPER PARTICIPATION AGREEMENT WITH EP TRANSMOUNTAIN RESIDENTIAL, LLC, FOR THE INSTALLATION OF A 24-INCH DIAMETER WATER TRANSMISSION LINE ALONG THE EXTENSION OF RESLER DRIVE WITHIN ENCHANTED HILLS SUBDIVISION UNIT 5 IN THE AMOUNT NOT TO EXCEED \$682,635.03.

7. AUTHORIZED THE PRESIDENT/CEO TO SIGN AN ADVANCED FUNDING AGREEMENT AND THE FORTHCOMING STANDARD UTILITY AGREEMENT WITH THE TEXAS

DEPARTMENT OF TRANSPORTATION FOR THE RELOCATION AND EXTENSION OF WATER AND WASTEWATER INFRASTRUCTURE RELATED TO SS 320 (BORDERLAND EXPRESSWAY) PHASE I FROM DYER STREET TO RAILROAD DRIVE (“PROJECT”). THE ESTIMATED TOTAL PROJECT COST IS \$5,694,050, AND EPWATER IS RESPONSIBLE FOR THE ESTIMATED CONTRIBUTION OF \$4,535,397.12. IN ADDITION, AUTHORIZED ANY FUTURE AMENDMENTS UNDER THIS CONTRACT PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROVED BUDGET, AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

8. CONSIDERED AND APPROVED CHANGE ORDER NUMBER 3 – BID NUMBER 77-22, SUNSET RESERVOIR NO. 1 REHABILITATION TO THE TRUESDELL CORPORATION, INCREASING THE CONTRACT AMOUNT BY \$220,559.59 AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

9. CONSIDERED AND APPROVED A PROFESSIONAL ENGINEERING SERVICES CONTRACT WITH CONSOR ENGINEERS, LLC FOR THE WOODS RESERVOIR REHABILITATION PROJECT – PART 2 PROJECT FOR CONSTRUCTION PHASE SERVICES IN THE AMOUNT OF \$94,336.66; 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.

REGULAR AGENDA

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

John Balliew, President and CEO, provided a presentation to the Board regarding this item. Mr. Balliew started by thanking the EPWater Purchasing and Contracts Department in honor of Procurement month. Mr. Balliew discussed the efforts behind affordability and the Leak Adjustment Program.

11. PRESENTATION BY THE BORDERPLEX ALLIANCE CHIEF EXECUTIVE OFFICER JON BARELA

Jon Barela, Borderplex Alliance CEO, provided a presentation to the Board regarding this item. Mr. Barela discussed the Borderplex Alliance 2022 key metrics, economic impact, collaboration with EPWater, advocacy, media highlights and the 2023 Global Border Summit. Mr. Barela also gave an overview of the 2025 strategic plan and answered questions from the Board on this item.

12. CONSIDERED AND APPROVED THE RECOMMENDATION OF THE BOYS AND GIRLS CLUBS OF EL PASO AS THE UTILITY’S STRATEGIC PARTNER FOR 2023.

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

On a motion made by Mr. Morris, seconded by Ms. Saenz, and unanimously carried, the Board approved the recommendation of the Boys and Girls Clubs of El Paso as the Utility’s Strategic Partner for 2023.

13. CONSIDERED AND APPROVED 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 \$981,750 AND AUTHORIZE THE USE OF COMMERCIAL PAPER.

Alfredo Solano, Chief Information Officer, provided a presentation to the Board regarding this item (copy on file in Central Files.) In November 2022, EPWater completed Phase I of the PeopleSoft Human Resources (HR) system upgrade project, which brought the system from version 8.3 to version 9.2. Current business needs and employee growth require additional features and functionality from the system. Phase II of the upgrade project includes but is not limited to the implementation of the following: Benefits Administration module providing additional self-service features to over 800 utility employees including open enrollment, W-2's and personal employee information, payroll-to-General Ledger (GL) Interface functionality automatic transfer of payroll data to the PeopleSoft Financials GL system, assessment and foundation of E-Performance tools to allow tracking of licenses and certifications. Mr. Solano answered questions from the Board on this item.

On a motion made by Mayor Leeser, seconded by Dr. Mena with Ms. Saenz and Mr. Intebi opposing, the Board approved 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 \$981,750 and authorized the use of commercial paper.

14. CONSIDERED AND AWARDED A PRECONSTRUCTION SERVICES CONTRACT FOR CONSTRUCTION MANAGER AT-RISK (CMAR) FOR WILL RUTH POND AND CONVEYANCE, PALISADES STORMWATER SYSTEM AND TRAILHEAD IMPROVEMENTS PROJECT – RFP SW03-23, TO JORDAN FOSTER CONSTRUCTION, LLC, IN THE ESTIMATED AMOUNT OF \$147,000 AND AUTHORIZED FUTURE AMENDMENTS TO BE ISSUED UNDER THIS CONTRACT FOR ADDITIONAL PRECONSTRUCTION SERVICES IN THE AMOUNT OF \$500,000 PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROVED BUDGET FOR THE ADDITIONAL AMENDMENTS.

Alberto Hernandez, Engineer Division Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) In 2021, runoff from the mountain carrying sediment and debris overtopped Robinson Avenue. The current stormwater infrastructure at this location is in need of improvements to manage the runoff from the mountain. The Palisades Stormwater System project will help to detain the 100-year storm runoff volume and control the rate of release. The dam will be located upstream of Robinson Avenue along Billy Rogers Arroyo. The Will Ruth Pond and Conveyance project will mitigate flooding by capturing runoff from the streets and conveying it to the new Will Ruth Pond. The pond will have the capacity to store up to 353 acre-feet (approximately, 115 million gallons) from its contributing drainage area of 13 square miles. An estimated 600 parcels will be removed from the 100-year flood zone. Given the similarities between these two projects, EPWater combined to deliver them using the Construction Manager-At-Risk (CMAR) method. This construction delivery method will allow the contractor to capitalize on the schedules by beginning work on parts of the project that are designed, while the remainder of the project are finalized. It will allow the contractor to realize efficiencies with their resources, purchase any long lead time materials, and inform the design team with constructability related ideas and concepts. EPWater staff will also realize administrative efficiencies by simplifying the responsibility of the program schedule and budget with one contractor. Under this contract, the CMAR contractor shall collaborate and cooperate with the owner and design engineer to finalize the design, perform field investigations, prepare a construction cost estimate, develop the project schedule, and advise on project constructability and sequencing of the work. In addition, the CMAR contractor will develop a Guaranteed Maximum Price (GMP) proposal to construct the project. If the GMP proposal is acceptable to EPWater, an award of the construction contract will be presented to the Public Service Board for approval. Multiple GMPs are anticipated for this project for the different phases of the project. This contract award is for the preconstruction services for the CMAR for the projects. Mr. Hernandez answered questions from the Board on this item.

On a motion made by Mayor Leeser, seconded by Ms. Saenz, and unanimously carried, the Board awarded a preconstruction services contract for Construction Manager At-Risk (CMAR) for Will Ruth Pond and Conveyance, Palisades Stormwater System and Trailhead Improvements Project – RFP SW03-23, to Jordan Foster Construction, LLC, in the estimated amount of \$147,000 and authorized future amendments to be issued under this contract for additional preconstruction services in the amount of \$500,000 provided that funding is available in the approved budget for the additional amendments.

15. CONSIDERED AND ADOPTED A RESOLUTION ACCEPTING THE OFFER FROM PUNTA DE AGUA, LLC FOR THE SALE OF APPROXIMATELY 0.1628 ACRES, LEGALLY DESCRIBED AS LOT 2, LESS NE PORTION OF BLOCK 4, PECAN GROVE SUBDIVISION, AN ADDITION TO THE CITY OF EL PASO, EL PASO COUNTY, TEXAS, TO PUNTA DE AGUA, LLC, IN THE AMOUNT OF \$43,000 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.

Alejandro Vidales, Real Estate Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) On January 13, 2021, the Public Service Board (PSB) determined the land totaling approximately 0.1628 acres, and legally described as Lot 2, less NE Portion of Block 4, Pecan Grove Subdivision, an Addition to the City of El Paso, El Paso County, Texas, to be inexpedient to the water and wastewater systems.

On a motion made by Mayor Leeser, seconded by Mr. Morris, and unanimously carried, the Board adopted a resolution accepting the offer from Punta de Agua, LLC for the sale of approximately 0.1628 acres, legally described as Lot 2, less NE Portion of Block 4, Pecan Grove Subdivision, an Addition to the City of El Paso, El Paso County, Texas, to Punta de Agua, LLC, in the amount of \$43,000 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. Mr. Vidales answered questions from the Board on this item.

16. CONSIDERED AND ADOPTED A RESOLUTION ACCEPTING THE OFFER FROM CASAS GENESIS, LLC, FOR THE SALE OF APPROXIMATELY 0.1303 ACRES AND LEGALLY DESCRIBED AS LOT 3, BLOCK 5, MESQUITE TRAILS #2, AN ADDITION TO THE CITY OF EL PASO, EL PASO COUNTY, TEXAS, IN THE AMOUNT OF \$53,000 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.

Alejandro Vidales, Real Estate Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) On January 13, 2021, the Public Service Board (PSB) determined the land totaling approximately 0.1303 acres and legally described as Lot 3, Block 5, Mesquite Trails #2, an addition to the City of El Paso, El Paso County, Texas, to be inexpedient to the water and wastewater systems. This land is located East of Joe Battle and South of Vista del Sol.

On a motion made by Mayor Leeser, seconded by Dr. Mena, and unanimously carried, the Board adopted a resolution accepting the offer from Casas Genesis, LLC, for the sale of approximately 0.1303 acres and legally described as Lot 3, Block 5, Mesquite Trails #2, an addition to the City of El Paso, El Paso County, Texas, in the amount of \$53,000 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.

17. CONSIDERED AND ADOPTED A RESOLUTION ACCEPTING THE OFFER FROM CASAS GENESIS, LLC FOR THE SALE OF APPROXIMATELY 0.12 ACRES AND LEGALLY DESCRIBED AS LOT 1, BLOCK 22, PASEOS DEL SOL UNIT TWO AMENDING PLAT, AN ADDITION TO THE CITY OF EL PASO, EL PASO COUNTY, TEXAS, IN THE AMOUNT OF \$53,000 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.

Alejandro Vidales, Real Estate Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) On January 13, 2021, the Public Service Board (PSB) determined the land totaling approximately 0.12 acres, and legally described as Lot 1, Block 22, Paseos del Sol Unit Two Amending Plat, an addition to the City of El Paso, El Paso County, Texas, to be inexpedient to the water and wastewater systems. This land is located East of Joe Battle and South of Vista del Sol.

On a motion made by Mayor Leeser, seconded by Dr. Mena, and unanimously carried, the Board adopted a resolution accepting the offer from Casas Genesis, LLC for the sale of approximately 0.12 acres and legally described as Lot 1, Block 22, Paseos del Sol Unit Two Amending Plat, an addition to the City of El Paso, El Paso

County, Texas, in the amount of \$53,000 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.

18. CONSIDERED AND ADOPTED A RESOLUTION ACCEPTING THE OFFER FROM PHILLIP & HENRY, LLC FOR THE SALE OF APPROXIMATELY 0.222 ACRES, LEGALLY DESCRIBED AS LOT 52-A, BLOCK 14, SHEARMAN UNIT FOUR REPLAT A, CITY OF EL PASO, EL PASO COUNTY, TEXAS, IN THE AMOUNT OF \$38,000 AND AUTHORIZED THE PRESIDENT/CEO TO FORWARD THE RECOMMENDATION TO CITY COUNCIL TO SELL THE LAND, AND TO SIGN ANY AND ALL DOCUMENTS NECESSARY TO COMPLETE THE SALE.

Alejandro Vidales, Real Estate Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) On January 13, 2021, the Public Service Board (PSB) determined the land totaling approximately 0.222 acres, legally described as Lot 52-A, Block 14, Shearman Unit Four Replat A, City of El Paso, El Paso County, Texas, to be inexpedient to the water and wastewater systems. This land is located on Angora Loop South, between Tiger Eye and Silver Cloud.

On a motion made by Mayor Leaser, seconded by Dr. Mena, and unanimously carried, the Board adopted a resolution accepting the offer from Phillip & Henry, LLC for the sale of approximately 0.222 acres, legally described as Lot 52-A, Block 14, Shearman Unit Four Replat A, City of El Paso, El Paso County, Texas, in the amount of \$38,000 and authorized the President/CEO to forward the recommendation to City Council to sell the land, and to sign any and all documents necessary to complete the sale.

19. CONSIDERED AND ADOPTED A RESOLUTION ACCEPTING THE OFFER FROM TERRY TAYLOR FOR THE SALE OF APPROXIMATELY 49.156 ACRES, LEGALLY DESCRIBED AS A CERTAIN PARCEL OF LAND WITHIN SECTION 28, TOWNSHIP 15 SOUTH, RANGE 5 WEST, NEW MEXICO PRINCIPAL MERIDIAN, SIERRA COUNTY, NEW MEXICO, IN THE AMOUNT OF \$227,000 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.

Alejandro Vidales, Real Estate Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) On January 13, 2021, the Public Service Board (PSB) determined the land totaling approximately 49.156 acres and legally described as a certain parcel of land within Section 28, Township 15 South, Range 5 West, New Mexico Principal Meridian, Sierra County, New Mexico, to be inexpedient to the water and wastewater systems. This land is located in Sierra County, New Mexico.

On a motion made by Mayor Leaser, seconded by Mr. Morris, and unanimously carried, the Board adopted a resolution accepting the offer from Terry Taylor for the sale of approximately 49.156 acres, legally described as a certain parcel of land within Section 28, Township 15 South, Range 5 West, New Mexico Principal Meridian, Sierra County, New Mexico, in the amount of \$227,000 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.

20. CONSIDERED AND ADOPTED A RESOLUTION ACCEPTING THE OFFER FROM RENE ALEJANDRO SAENZ AND CYNTHIA ANN SAENZ FOR THE SALE OF APPROXIMATELY 0.147 ACRES, LEGALLY DESCRIBED AS TRACT 25-C AND 25-B-1, BLOCK 17, UPPER VALLEY SURVEYS, IN EL PASO COUNTY, TEXAS, IN THE AMOUNT OF \$50,190 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.

Alejandro Vidales, Real Estate Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) On January 13, 2021, the Public Service Board (PSB) determined the land totaling approximately 0.147 acres, legally described as Tract 25-C and 25-B-1, Block 17, Upper Valley Surveys, in El Paso County, Texas, to be inexpedient to the water and wastewater systems. This land is located in the Upper Valley, west of I-10 and north of Canutillo-La Union.

On a motion made by Mayor Leeser, seconded by Dr. Mena, and unanimously carried, the Board adopted a resolution accepting the offer from Rene Alejandro Saenz and Cynthia Ann Saenz for the sale of approximately 0.147 acres, legally described as Tract 25-C and 25-B-1, Block 17, Upper Valley Surveys, in El Paso County, Texas, in the amount of \$50,190 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.

21. CONSIDERED AND ADOPTED A RESOLUTION ACCEPTING THE OFFER FROM MARCO MALDONADO FOR THE SALE OF APPROXIMATELY 0.025 ACRES, LEGALLY DESCRIBED AS LOT 25, BLOCK 3, COLONIA MIRAMONTE ADDITION UNIT ONE, TO THE CITY OF EL PASO, EL PASO COUNTY, TEXAS, IN THE AMOUNT OF \$10,000 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.

Alejandro Vidales, Real Estate Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) On January 13, 2021, the Public Service Board (PSB) determined the land totaling approximately 0.025 acres and legally described as Lot 25, Block 3, Colonia Miramonte Addition Unit One to the City of El Paso, El Paso County, Texas, to be inexpedient to the water and wastewater systems. This land is located in the Upper Valley, west of Doniphan and north of Redd Road.

On a motion made by Mayor Leeser, seconded by Dr. Mena, and unanimously carried, the Board adopted a resolution accepting the offer from Marco Maldonado for the sale of approximately 0.025 acres, legally described as Lot 25, Block 3, Colonia Miramonte Addition Unit One, to the City of El Paso, El Paso County, Texas, in the amount of \$10,000 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.

22. MANAGEMENT REPORT:

- **VIDEO FROM COMMUNICATIONS**

Jennifer Barr, Tech2O Manager, provided the Board with a presentation on this item (copy on file in Central Files.) The video presented

23. 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.

Steve Allen was signed up to speak on Executive Item B.

EXECUTIVE SESSION

On a motion made by Mayor Leeser seconded by Mr. Morris and unanimously carried, the Board retired into Executive Session 9:42 a.m., March 8, 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 acquisition of the following property legally described as a portion of Lot 1, Block 1, Sunny Sands Replat "B," City of El Paso, El Paso County, Texas, approximately 0.106 acres and approximately 0.362 acres. (551.071) (551.072)
- b. EPWater bid bond claims for the Lockett Wastewater Replacement Bid No. 17-22 and Northeast Franklin Distribution Water Main Sean Haggerty Phase I & Northeast Franklin Interceptor Sean Haggerty Phase I projects. (551.071)

On a motion made by Mr. Morris, seconded by Mayor Leeser and unanimously carried, the Board reconvened in open session at 10:30 a.m., March 8, 2023.

A. THE ACQUISITION OF THE FOLLOWING PROPERTY LEGALLY DESCRIBED AS A PORTION OF LOT 1, BLOCK 1, SUNNY SANDS REPLAT "B," CITY OF EL PASO, EL PASO COUNTY, TEXAS, APPROXIMATELY 0.106 ACRES AND APPROXIMATELY 0.362 ACRES. (551.071) (551.072)

Motion made by Charlie Intebi and seconded by Bryan Morris that the President/CEO be authorized to proceed with the acquisition of an easement in the manner approved by the Board and be authorized to sign any documents necessary to complete the easement acquisition.

B. EPWATER BID BOND CLAIMS FOR THE LUCKETT WASTEWATER REPLACEMENT BID NO. 17-22 AND NORTHEAST FRANKLIN DISTRIBUTION WATER MAIN SEAN HAGGERTY PHASE I & NORTHEAST FRANKLIN INTERCEPTOR SEAN HAGGERTY PHASE I PROJECTS. (551.071)

Motion made by Charlie Intebi and seconded by Bryan Morris that the President/CEO be authorized to proceed with the acquisition of easements in the manner approved by the Board and be authorized to sign any documents necessary to complete the acquisition.

ADJOURNMENT

On a motion made by Mr. Morris, seconded by Dr. Mena and unanimously carried, the meeting adjourned at 10:32 a.m., March 8, 2023.

ATTEST:



Dr. Ivonne Santiago, Chair



Charlie Intebi, Secretary-Treasurer