

**SPECIAL BUDGET REVIEW MEETING MINUTES OF THE  
PUBLIC SERVICE BOARD**

**November 30, 2021**

The special meeting of the Public Service Board was held in person on Tuesday, November 30, 2021.

**PSB MEMBERS PRESENT**

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

**PSB MEMBERS ABSENT**

Mayor Oscar Leeser Ex-Officio Member

**PSB EMPLOYEES PRESENT**

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

**EPWU EMPLOYEES PRESENT**

Marcela Navarrete, Vice President  
Alan Shubert, Vice President  
Lisa Rosendorf, Chief Communications and Government Affairs Officer  
Art Duran, Chief Financial Officer  
Gilbert Trejo, Chief Technical Officer  
Felipe Lopez, Utility Chief Operations Officer  
Martin Noriega, Utility Chief Operations Officer  
Adriana Castillo, Engineering Division Manager  
Christina Montoya, Marketing & Communications Manager  
Sol Cortez, Deputy General Counsel  
Paul Rivas, Chief Operations Officer  
Martha Koester, Public Information Officer  
Jeff Tepsick, Assistant Chief Financial Officer  
Luz Holguin, Treasury and Property Control Manager  
Irazema Rojas, Capital Improvement Program Manager  
Ana Pucella, Budget and Management Analyst  
Ciara Grier, Support Services I  
Gisela Dagnino, Engineering Division Manager  
Cassandra Flores, Communications Temp  
Rene Leon, Intergovernmental Affairs Coordinator  
Denise Parra, Public Affairs Officer

**MEDIA**

EP Matters  
KFOX

**GUESTS**

Matthew Ibarra, Legislative Aide for District 2

The Public Service Board meeting was called to order by Dr. Kristina Mena at 6:10 p.m. A quorum of its members was present.

## REGULAR AGENDA

### **1. BUDGET WORKSHOP – FY 2022-2023. BUDGET OVERVIEW; FY 2022-2023 STORMWATER OPERATING AND CAPITAL IMPROVEMENT BUDGET; FY 2022-2023 WATER, WASTEWATER & RECLAIMED WATER OPERATING AND CAPITAL IMPROVEMENT BUDGET; PROPOSED RULES AND REGULATIONS CHANGES, INCLUDING RATE AND FEE ADJUSTMENTS.**

Mr. John Balliew, President & CEO, began his presentation by reminding the Board that this budget is for the new fiscal year starting March 1, 2022 (copy on file in Central Files). Mr. Balliew began with a slide of the budget timeline with an additional budget meeting, if needed, scheduled for December 6, 2021 and the approval and adoption of budget, rate adjustments, Rules and Regulation changes for Stormwater and Water/Wastewater scheduled for Wednesday, January 12, 2022. The total amount in Major System Assets was \$2.0 billion. For Water & Wastewater there are 4 water treatment plants, 4 wastewater treatment plants, 60 pump stations, 70 lift stations, 76 reservoirs, 153 number of wells, 2,404 miles of wastewater lines, 2,870 miles of water lines, 11,564 number of fire hydrants. In Stormwater, there are 9 miles of agricultural drains, 41 dams/basins, 72 miles of channel, 454 ponds, and 7,841 drainage inlets. As of September 2021, EPWater provides water for 196,657 residential customers and 21, 440 non-residential customers, wastewater for 192, 883 residential and 14,693 non-residential, and stormwater for 188,264 residential and 14,266 non-residential customers. As of September 2021, EPWater's wholesale customers for water include 27% for Paseo De Este, 9% County of El Paso and 64% for Lower Valley Water District. Wholesale customers for wastewater include 66% Lower Valley Water District, 33% Paseo De Este and 1% Squaredance. The following portion of the budget workshop is on Capital Improvements- infrastructure investments for today and tomorrow. The leading infrastructure priorities include securing our water future, growth, reliability, flood control, modernization and resilience.

Securing our water future: A video was shown regarding the upcoming projects for securing our water future. A graph regarding new water sources needed to manage the risk of river shortages and meet demands in 2030. Construction on new water supplies includes the Aquifer Storage and Recovery: Excavation and construction of Enhanced Arroyo for water infiltration to replenish the Hueco Bolson aquifer, the Kay Bailey Hutchison expansion: construction of source augmentation pipeline and the Advanced Water Purification Facility: finalize design and construction planned for 2023. To expand well capacity, rehabilitation is being done on existing wells and new wells are being drilled.

Growth: Mr. Balliew explained that El Paso is growing in three directions- West, Northeast and East. With new developments, water and wastewater infrastructure must be added to meet the needs of homes and businesses to include pumping stations, water and wastewater conveyance, lift stations, water storage, fire hydrants, meters and connections and treatment facility expansion. The projects to meet the needs of growing areas include Redd Road and Ranchos Real pump stations, the Montana East, Tierra del Este Road, John Hayes Street, Mountain Park, Franklin East phase 2, Canutillo Upper Valley, Upper Valley- Borderland and Sean Haggerty Drive conveyances.

Reliability: a video was shown regarding upcoming projects to reliability services throughout the city. El Paso has 2,870 miles of water lines and the national average for water main breaks is 25 breaks per 100 miles. El Paso's rate in recent years is about 5-7 breaks per 100 miles. This translates into 140-200 breaks per year. About 700 miles (25%) of water lines are 40 years or older. Rehabilitation and replacement are critical to reliability. Various city-wide pipeline replacements include Rosa Street, Sheridan Road/Gateway North Blvd., Hondo Pass Drive, Dyer Street, Airport well field collector line and Portland Avenue. Improvements to wastewater pipeline integrity include city-wide pipeline replacement to: Zaragoza Road – Roseway Drive to Rabe Court, Seneca Street, Hondo Pass Drive, Luckett Court, Frontera Force Main phase 2 and Boone Street. Rehabilitation to water storage facilities include Cielo Vista, Eastwood, High Chaparral and Woods. Improvements to water pump stations include Airport, Redd Road, Coates and Fred Miller. Wastewater pump stations include Country Club, Sunset, Sierra Crest, Frontera and Alfalfa. Improvements to water treatments plants to include Canal Plant, Rogers Plant, KBH Desalination Plant. Upgrades to be done to the following

wastewater treatment plants, Roberto R. Bustamante Plant, Haskell R. Street Plant, John T. Hickerson Plant and Fred Hervey Plant.

Flood control: a video of the stormwater events in 2021 was shown. Additional improvements to stormwater infrastructure includes, Palisades dam, Will Ruth pond, Morehead dam, Arroyo 1A, Clardy Fox pump station, Coors channel and Fort Bliss diversion access box.

Modernization: modernization of technology systems and facilities will bring benefits such as efficiency, customer service, productivity, employee retention and growth, worker safety and revenue capture. Upgrades in technology are for improved accuracy, safety and conservation to include the installation of 20,000 smart meters to replace traditional meters as part of multi-phase, multi-year initiative that will automate that will automate meter reading and to improve safety and provide leak detection on service lines. SCADA for Jonathan Rogers Water Treatment Plant will also be upgraded.

Resilience: New regulatory requirements to improve resilience will be put in place. In the aftermath of Storm Uri, the Texas State Legislature passed SB3 as part of efforts to prepare Texas' critical infrastructure for extreme weather emergencies. The bill that was signed into law requires water utilities to develop and implement plans to keep services operating during an extended power outage. Leading priorities for improved infrastructure total a capital budget of \$583 million- 49% is reliability, 17% growth, 9% flood control, 8% resilience, 8% other, 5% modernization and 4% future water supply.

The FY2022-2023 Stormwater Operating & Capital Improvement Budget was presented with two alternatives: Alternative 1 is a CIP of \$357.4 million over the next ten years. Alternative 2 provides for the completion of all remaining Stormwater Masterplan projects over the next 10 years in the estimated amount of \$700 million. The calculated fee increase for FY 2022-23 for the two alternatives is 9%. Current Stormwater budget summary for FY2021-22 is \$48.7M. Alternative 1 is at \$71.7M and alternative 2 is at \$91.7M for FY22-23. More specifically, the stormwater operating budget for FY22-23 is at \$9.5M. Mr. Balliew explained the Capital Improvement Program with Alternative 1 vs. Alternative 2 for the next ten (10) years. For Alternative 1, the Stormwater System request is at \$49,133,000 with the overhead at \$983,000 for a total of \$50,116,000. For Alternative 2, the Stormwater System request is at \$68,546,000 with an overhead of \$1,371,000 for a total of \$69,917,000. In a graph, Alternative 1 vs. Alternative 2 was depicted for the typical residential customer fee. In a table, the Stormwater fees were shown for Texas cities with El Paso in 10<sup>th</sup> place out of 13 of Texas' largest cities with the current stormwater fee. The increase would put El Paso in 8<sup>th</sup> place out of 13 of Texas' largest cities with the proposed stormwater fee. Mr. Balliew explained the proposed bill impact for the residential and commercial bill for FY2022-23 as well as the projected bill impact for residential and commercial customers in ten (10) years from 2023-2032.

For the FY2022-2023 Water, Wastewater & Reclaimed Water- operating & capital improvement budget, Mr. Balliew discussed the budget summary, which is at a total of \$459.6M for FY2021-22 with \$27.8M for other, \$73.6M for debt service, \$242M for capital/vehicles and \$116.2M for operating. For FY2022-23, the proposed budget is at \$785M with \$29M for other, \$85.9M for debt service, \$538.8M for capital/vehicles and \$131.4M for operating. Other miscellaneous expenses included \$3.28M in operating contingencies, \$0.28M for farm lease expenses and \$25.4M for payments to the City. The Water and Wastewater operating budget for FY21-22 totaled \$116.2M with \$20.1M for miscellaneous, \$17.6M for utilities, \$19.7M for maintenance, \$13.2M for materials and supplies and \$45.6M for personnel service. The proposed FY22-23 budget is at \$131.4M with \$31.1M for miscellaneous, \$16.5M for utilities, \$27.1M for maintenance, \$8.0M for materials and supplies and \$48.7M for personnel service. The operational cost drivers are the 4% increase in personnel, the 50% increase in miscellaneous, the 15% increase in maintenance and the decrease of 6% in utilities. The total CIP new funding request is a total of \$378,661,000 for water funding request, \$331,506,000 for wastewater & reclaimed water funding request, and \$14,203,000 in overhead for a total of \$724,370,000.

The proposed rate increase recommendation by staff for FY2022-2023, is a 9% increase for water and a 13% increase for wastewater. Mr. Balliew explained the proposed rate changes with the current, proposed and the difference along with the volume rate in dollars per centum cubic feet (CCF.) He further explained the

residential and commercial proposed bill impact ¾” meter. For residential (10 CCFs,) the monthly current water and wastewater bill is \$56.11; the proposed rate is \$62.07, which is a change of \$5.96. For commercial (14 CCFs,) the current water and wastewater bill is at \$90.71; the proposed rate is at \$100.46, which is a change of \$9.75. The total proposed residential bill for FY22-23 is at \$66.99; \$4.92 of that bill is for stormwater, \$24.77 is for wastewater and \$37.30 is for water. The total residential bill including the City’s charges is the \$66.99 for water plus \$52.55 for solid waste for a total of \$119.54. The bill was compared to the current total of \$113.17. Mr. Balliew explained the average residential water/wastewater bill from Arid Cities Survey 2021. Santa Fe with the highest at \$103.62, Tucson at \$90.75, Phoenix at \$66.48, Las Vegas at \$62.02, El Paso (with the proposed rate) at \$62.07, Lower Valley Water District at \$60.31. Albuquerque at \$56.95, current El Paso rate at \$56.11, Las Cruces at \$49.51 and Sunland Park at \$42.34. Mr. Balliew also explained the average residential water/wastewater bill for regional cities in 2021 and the average residential water/wastewater bill for the ten largest Texas cities in 2021. Mr. Balliew summarized the FY2022-2023 water and wastewater budget rates. For the budget, the total water, wastewater and reclaimed water budget of \$785.0M, the capital budget is at \$538.8M with new funding request of \$724.4M and the \$131.4M operating budget increased by \$15.2M over the previous year. For the rates, the recommendation is a 9% rate increase for water and a 13% rate increase for wastewater. The typical monthly increase for the average residential customer will be \$5.96 and after the increase, the average monthly residential bill is 1.5% of the local median household income, which is well below EPA’s affordability threshold of 2%.

Mr. Balliew explained how water conservation can save money. The Water Supply Replacement Charge (WSRC) is waived for customers (¾” meter only) who use less than 4ccfs per month. In FY20-21, an average of 39,000 bills per month received the WSRC waiver of \$11.59 and \$5.2M annually was saved by high-conserving customers. The 2021 CARES Act Utility Assistance for EPWater customers included Amistad, who assisted 4,237 customers and made total commitments of \$1.7 million and Project Bravo who assisted a total of 1,445 customers and made total commitments of \$302,000. CARES Act water assistance programs end this year, but Congress has created the Low-Income Household Water Assistance Program to continue to provide assistance through 2023. Project Bravo is administering the program and has received \$3M in funding for County-wide water assistance.

Mr. Balliew moved on to the Proposed Changes to the Rules & Regulations FY2022-2023. Rules and Regulations 1 and 11 are to be updated with the following: updated definitions for Sewer Service, Sewer Service Laterals, Sewer Service Tap, Water Service Laterals. For Protection of Water Supply – Equipment – Update to Backflow Preventor Location and update language. For Design and Ownership of Facilities – Operations, Maintenance and Ownership – the change will be in language for Fire Hydrants. For Customer’s Rights and Responsibilities - Customer Furnished Equipment and Design and Ownership of Facilities – Utility Furnished Equipment – To assume responsibility/ownership of sewer service laterals within public rights-of-way/alleys and add language to reduce future paving cuts on recent City/County Street, drainage and resurfacing projects and EPWater projects. Rules and Regulations number 2 changes are for Stormwater Service within the Corporate Limits. The changes include adding enforcement options, clarifying to issue Stop Work Orders and authority of right of entry for Inspection and provide explanation of criminal responsibility and edit wording clarity and consistency. Rules and Regulations number 7 will have updated definitions to Sewer Service, Sewer Service Laterals, Sewer Service Tap and Water Service Laterals. There will be an update to Water Services Connection Charges, specifically domestic, yard meters, fire lines, standpipes and boring charges. Village of Vinton Street and Maintenance fees will be incorporated and an update to Refund Water and Sewer Refund Rates and Removal of refunds, which are provided to customers inside City limits only. The proposed changes are to be effective March 1, 2022. Mr. Balliew answered questions from the Board regarding the presentation.

There was one person signed up for public comment, Mr. Matthew Ibarra, Legislative Aide for District 2.

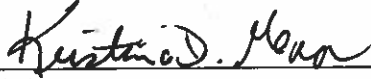
### **EXECUTIVE SESSION**

The Board did not enter into Executive Session.

**ADJOURNMENT**

On a motion made by Mr. Antcliff seconded by Dr. Santiago and unanimously carried, the meeting adjourned at 7:50 p.m., November 30, 2021.

ATTEST:

  
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Chair

  
\_\_\_\_\_

Secretary/Treasurer

**SPECIAL MEETING MINUTES OF THE  
PUBLIC SERVICE BOARD  
AND THE  
PUBLIC SERVICE BOARD SELECTION COMMITTEE  
CITY OF EL PASO**

**December 1, 2021**

A special meeting of the Public Service Board and the Public Service Board Selection Committee was held in person on December 1, 2021.

**PSB SELECTION COMMITTEE MEMBERS PRESENT**

Mayor Oscar Leeser, Committee Chair  
Dr. Kristina D. Mena, PSB Chair  
Christopher A. Antcliff, PSB Secretary-Treasurer  
Lisa Saenz, PSB Member  
Dr. Ivonne Santiago, Vice-Chair  
Bryan Morris, PSB Member  
Charlie Intebi, PSB Member  
Dr. Richard Teschner, Representing District 1  
Edward Escudero, Representing District 2  
Susannah Byrd, Representing District 3  
Nicholas Costanzo, Representing District 4  
Cristian Botello, Representing District 6  
Richard Martinez, Representing District 7  
Angie Rosales, Representing District 8

**PSB SELECTION COMMITTEE MEMBERS ABSENT**

Vacant, Representing District 5

**PSB EMPLOYEES PRESENT**

John E. Balliew, P.E., President and Chief Executive Officer  
Sol Cortez, Deputy General Counsel

**EPWU EMPLOYEES PRESENT**

Marcela Navarrete, Vice President  
Claudia Duran, Executive Assistant to President/CEO  
Lisa Rosendorf, Chief Communication & Government Affairs Officer  
Rene Leon, Intergovernmental Affairs Coordinator

**MEDIA**

None

**GUESTS**

None

The special meeting was called to order by Mayor Leeser at 5:47 p.m. A quorum of the Public Service Board and the Public Service Board Selection Committee, (here therefore known as the "Committee") was present.

**1. CONSIDERED AND TOOK ACTION REGARDING PUBLIC SERVICE BOARD APPLICATIONS RECEIVED AFTER THE POSTED DEADLINE.**

Ms. Claudia Duran, Executive Assistant to the President/CEO, informed the Committee that no additional applications were received after the established deadline. Therefore, no additional action was taken.

**2. CONSIDERED AND TOOK ACTION, TO INCLUDE SELECTION OF THE TOP THREE CANDIDATES, RANKING OF THE TOP CANDIDATES AND ADOPTION OF A RESOLUTION MAKING A RECOMMENDATION TO CITY COUNCIL IN REGARDS TO THE APPLICATIONS THAT MET THE SELECTION CRITERIA OF HAVING EXPERTISE IN THE AREA OF CONSUMER OR CITIZEN ADVOCACY.**

Ms. Duran informed the Committee of five applications received for the Consumer or Citizen Advocacy position. Mr. Morris asked whether a candidate had a conflict of interest because he had performed real estate work. Ms. Sol Cortez, Deputy General Counsel, addressed the Committee that real estate work alone does not prohibit a candidate for consideration by the Committee but that it could weigh either for or against selection. Ms. Cortez reminded the Committee that all members of the PSB have a duty to identify and disclose conflicts of interest and recuse themselves from voting if that occurred. Ms. Duran read the voting instructions for round 1 and asked each Committee member to identify the top three candidates. The points were tallied for each of the five candidates with the following results:

Jim Tolbert	5 points
Luis Rosas	11 points
Marybeth Stevens	14 points
Stefanie Block Uribarri	9 points
Tyler Lyon	3 points

Ms. Duran read the voting instructions for round 2 and asked each Committee member to rank the top three candidates with the highest scores in order of personal preference using the following method: 1<sup>st</sup> preference = 3 points; 2<sup>nd</sup> preference = 2 points; 3<sup>rd</sup> preference = 1 point. Once each Committee member ranked the top three candidates by personal preference, the points were tallied for each of the three candidates with the following results:

Luis Rosas	28 points
Marybeth Stevens	30 points
Stefani Block Uribarri	26 points

The candidates were ordered, and ranked 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> based on the total preference points received:

1 <sup>st</sup>	Marybeth Stevens	30 points
2 <sup>nd</sup>	Luis Rosas	28 points
3 <sup>rd</sup>	Stefani Block Uribarri	26 points

Mayor Leeser requested a motion to approve a resolution to submit the candidates to City Council for consideration and selection. The Mayor asked if there was any discussion but there was none. On a motion made by Mr. Morris, seconded by Dr. Teschner, and unanimously carried, the Committee approved the

following candidates to be submitted to City Council for review and consideration, in the ranking preference noted below, for the Financial Management position on the Public Services Board (Resolution attached):

1 <sup>st</sup>	Marybeth Stevens	30 points
2 <sup>nd</sup>	Luis Rosas	28 points
3 <sup>rd</sup>	Stefani Block Uribarri	26 points

**3. CONSIDERED AND APPROVED THE COMMITTEE TIMELINE FOR PUBLIC SERVICE BOARD APPOINTMENT.**

The list of candidates for the vacant position would be provided to City Council for consideration at the City Council Meeting held on January 19, 2022.

On a motion made by Ms. Byrd, seconded by Dr. Santiago and unanimously carried, the Committee approved the timeline for Public Service Board appointment.

**4. PUBLIC COMMENT: THE PUBLIC SERVICE BOARD SELECTION COMMITTEE CHAIR WILL PERMIT PUBLIC COMMENT ON ANY ITEM NOT ON THE AGENDA. THE CHAIR MAY IMPOSE REASONABLE TIME LIMITS FOR EACH SPEAKER.**

There were no additional comments from the public.


**ADJOURNMENT**

On a motion made by Dr. Teschner, seconded by Mr. Antcliff the meeting adjourned at 6:02p.m., December 1, 2021.

ATTEST:

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Chair, PSB Selection Committee

  
\_\_\_\_\_  
Secretary-Treasurer

  
\_\_\_\_\_  
Chair, PSB



**MINUTES  
PUBLIC SERVICE BOARD  
CITY OF EL PASO  
December 8, 2021**

The regular meeting of the Public Service Board was held in person, Wednesday, December 8, 2021.

**PSB MEMBERS PRESENT**

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

**PSB EMPLOYEES PRESENT**

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

**EPWATER EMPLOYEES PRESENT**

Alan Shubert, Vice President  
Marcela Navarrete, Vice President  
Art Duran, Chief Financial Officer  
Claudia Duran, Executive Assistant to the President/CEO  
Sol Cortez, Deputy General Counsel  
Gilbert Trejo, Chief Technical Officer  
Christina Montoya, Marketing and Communications Manager  
Lisa Rosendorf, Chief Communications & Government Affairs Officer  
Geoffrey Espineli, Engineering Division Manager  
Paul Rivas, Chief Operations Officer  
Denise Parra, Lead Public Affairs Coordinator  
Felipe Lopez, Chief Operations Officer  
Rose Guevara, Senior Purchasing Agent  
Alma de Anda, Land & Water Rights Manager  
Lidia Carranco, Assistant Chief Financial Officer  
Martha Koester, Public Information Coordinator  
Ivan Hernandez, Engineering Division Manager  
Eric Lugo, Computer Programmer  
Rocio Apodaca, Senior Land and Contract Administrator  
James Wolff, Real Estate Manager  
Susana Bustillos, Land and Contract Administrator  
Michaela Grambling, Assistant General Counsel  
Adriana Castillo, Engineering Division Manager  
Jeff Tepsick, Assistant Chief Financial Officer  
Gustavo Hurtado, Fiscal Operations Manager  
Luz Holguin, Treasury and Property Control Manager  
Robert Davidson, Contract Construction Administrator  
Sergio Castro, Wastewater Plant Superintendent  
Wilberth Dorantes, Application Administrator  
Severo Borrego, Instrumentation Control Manager  
Carlos Escobar, Wastewater Collection Maintenance Assistance Superintendent  
Jesus Lujan, Quality Control Chemist  
David Ornelas, Wastewater Systems Division Manager  
Alfredo Solano, Chief Information Officer  
Gretchen Byram, Computer Media Specialist  
Mark Bolduc, Business and Customer Service Manager  
Marla Jo St. Leon, Business and Customer Service Assistant Manager

## **GUESTS**

### **MEDIA**

Danielle Prokop, El Paso Matters  
KFOX/CBS  
KVIA

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 Marcela Navarrete in reciting the Pledge of Allegiance.

## **REGULAR AGENDA**

### **1. ELECTION OF THE PUBLIC SERVICE BOARD CHAIR, VICE-CHAIR AND SECRETARY-TREASURER OFFICERS.**

Daniel Ortiz, General Counsel, requested that board members provide nominations for Chair, Vice Chair and Secretary Treasurer and referenced the by-laws for board member elections.

On a motion made by Christopher Antcliff, seconded by Mayor Leeser and unanimously carried, the Board elected Dr. Kristina Mena as the Public Service Board Chair for a second term.

On a motion made by Christopher Antcliff, seconded by Mayor Leeser and unanimously carried, the Board elected Dr. Ivonne Santiago as the Public Service Board Vice-Chair for a second term.

On a motion made by Christopher Antcliff, seconded by Mayor Leeser and unanimously carried, the Board elected Mr. Bryan Morris as the Public Service Board Secretary-Treasurer.

## **CONSENT AGENDA**

On a single motion made by Christopher Antcliff, seconded by Mayor Leeser and unanimously carried, the Board took action on the following consent agenda items:

### **2. CONSIDERED AND APPROVED THE MINUTES OF THE REGULARLY SCHEDULED MEETING HELD ON NOVEMBER 10, 2021.**

### **3. CONSIDERED AND AWARDED BID 75-21, LARGE PRECAST CONCRETE METER BOXES, TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER, SUN CITY PRECAST LLC IN THE ESTIMATED ANNUAL AMOUNT OF \$212,415, FOR A ONE-YEAR TERM WITH THE OPTION FOR TWO, ONE-YEAR EXTENSIONS, PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROVED BUDGET.**

### **4. CONSIDERED AND APPROVED THE SOLE SOURCE CONTRACT PURSUANT TO SECTION 252.022(A)(7)(A) OF THE TEXAS LOCAL GOVERNMENT CODE, FOR THE PURCHASE OF 12-20" AV-TEK CHECK VALVES FROM V.M.P. INDUSTRIAL SALES, INC. IN THE AMOUNT OF \$267,200 CONTINGENT UPON V.M.P. INDUSTRIAL SALES, INC., AND AUTHORIZED THE USE OF COMMERCIAL PAPER.**

### **5. CONSIDERED AND APPROVED AN INCREASE IN CAPACITY OF THE MASTER CONTRACT ID MC00000107 ISSUED TO SOUTHWEST WATER SUPPLIES AND SERVICES, FOR MAINTENANCE, REPAIR AND OPERATION EQUIPMENT, SUPPLIES AND MATERIALS THROUGH ESC REGION 19 CONTRACT 21-7391 FOR AN ADDITIONAL \$500,000, TO INCREASE THE MASTER CONTRACT CUMULATIVE AMOUNT TO \$1,000,000.**

### **6. CONSIDERED AND APPROVED AN INCREASE IN CAPACITY OF THE MASTER CONTRACT**

**ID MCPHOENIXCON21 AWARDED TO PHOENIX GENERAL CONTRACTORS, LLC, FOR SKILLED LABOR SERVICES, THROUGH ESC REGION19 CONTRACT 18-7285, FOR AN ADDITIONAL \$1,000,000 TO INCREASE THE MASTER CONTRACT'S CUMULATIVE AMOUNT TO \$2,000,000.**

**7. CONSIDERED AND APPROVED AN INCREASE IN CAPACITY OF THE MASTER CONTRACT ID MCPUREOPS21 AWARDED TO PUREOPS LLC, THROUGH ESC REGION 19 CONTRACT 21-7402 FOR INDUSTRIAL PUMPS, MOTORS, FILTERS, FLOW METER AND RELATED METER AND RELATED GOODS AND SERVICES, FOR AN ADDITIONAL \$1,000,000 TO INCREASE THE MASTER CONTRACT'S CUMULATIVE ANNUAL AMOUNT TO \$2,000,000.**

**8. CONSIDERED AND AWARDED A PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR THE ARTCRAFT #1 PUMP STATION IMPROVEMENTS – RFS 59-21 PROJECT, TO PARKHILL, SMITH AND COOPER, INC. FOR PRELIMINARY DESIGN PHASE SERVICES IN THE AMOUNT OF \$160,737; AUTHORIZED FUTURE TASK ORDERS OR AMENDMENTS TO BE ISSUED UNDER THIS CONTRACT FOR ADDITIONAL DESIGN AND CONSTRUCTION PHASE SERVICES IN THE ESTIMATED AMOUNT OF \$500,000 PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROVED BUDGET FOR THE TASK ORDERS OR AMENDMENTS.**

**9. CONSIDERED AND APPROVED A PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR THE BOONE INTERCEPTOR PHASE 2 AND PHASE 2A – PART 2 PROJECT, WITH BROWN AND CALDWELL, INC. FOR THE ADDITIONAL DESIGN AND CONSTRUCTION PHASE SERVICES IN THE AMOUNT OF \$299,446; AND AUTHORIZED FUTURE TASK ORDERS OR AMENDMENTS TO BE ISSUED UNDER THIS CONTRACT FOR ADDITIONAL DESIGN AND CONSTRUCTION PHASE SERVICES IN AN ESTIMATED AMOUNT OF \$400,000 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. SAFEST SECTION OF THE 3RD QUARTER AWARDS**

Christina Montoya, Marketing and Communications Manager, provided a presentation to the Board regarding this item. The awards were given to Sergio Castro, Wastewater Plant Superintendent, representing section 650- Haskell Street Wastewater Treatment Plant, Carlos Escobar, Wastewater Collection Maintenance Assistance Superintendent, representing section 630- Waste Water Systems, Severo Borrego, Instrumentation Control Manager, representing section 825- SCADA and Jesus Lujan, Quality Control Chemist, representing section 525- Laboratory Services.

**11. APPROVED A RESOLUTION AUTHORIZING THE ADDITION OF STAFF AS AUTHORIZED REPRESENTATIVES OF THE EL PASO WATER/PUBLIC SERVICE BOARD FOR THE TEXAS SHORT TERM ASSET RESERVE PROGRAM (TEXSTAR) INVESTMENT POOL ACCOUNTS.**

Luz Holguin, Treasury and Property Control Manager, provided a presentation to the Board regarding this item. A new Fiscal Operations Manager, Mr. Gustavo Hurtado, was recently hired and Lidia Carranco has been promoted to Assistant CFO. Therefore, there is a need to add Mr. Gustavo Hurtado as an authorized representative and identify Lidia Carranco as an authorized representative under the new position title. In order to do this, TexSTAR 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 authorizing the addition of staff as authorized representatives of the El Paso Water/Public Service Board for the Texas Short Term Asset Reserve Program (TexSTAR) Investment Pool accounts.

**12. APPROVED A RESOLUTION AUTHORIZING THE ADDITION OF STAFF AS AUTHORIZED REPRESENTATIVES OF THE EL PASO WATER/PUBLIC SERVICE BOARD FOR THE TEXPOOL INVESTMENT POOL ACCOUNTS.**

Luz Holguin, Treasury and Property Control Manager, provided a presentation to the Board regarding this item. A new Fiscal Operations Manager, Mr. Gustavo Hurtado, was recently hired and Lidia Carranco has been promoted to Assistant CFO. Therefore, there is a need to add Mr. Gustavo Hurtado as an authorized representative and identify Lidia Carranco 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 authorizing the addition of staff as authorized representatives of the El Paso Water/Public Service Board for the TexPool Investment Pool accounts.

**13. CONSIDERED AND APPROVED THE SOLE SOURCE CONTRACT IN ACCORDANCE WITH SECTION 252.022(A)(7)(A) OF THE TEXAS LOCAL GOVERNMENT CODE, WITH ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC. FOR THE ENTERPRISE ADVANTAGE PROGRAM SUBSCRIPTION ANNUAL RENEWAL IN THE ESTIMATED ANNUAL AMOUNT OF \$65,400 FOR THE FIRST YEAR, WITH THE OPTION TO EXTEND FOR FOUR ADDITIONAL YEARS IN THE ESTIMATED ANNUAL AMOUNT OF \$120,000, PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROVED BUDGET AND CONTINGENT UPON ESRI PROVIDING YEARLY DOCUMENTATION ATTESTING TO THEIR SOLE SOURCE STATUS.**

Wilberth Dorantes, Application Administrator, provided a presentation to the Board regarding this item. ESRI (Environmental Systems Research Institute) is the sole-source provider of the software products and support services which are used by 17 sections for the input, analysis, viewing and delivery of GIS (Geographic Information System) images and geographical maps. In addition, the Information Services Department is currently using ESRI Advantage Program Subscription technical support, consulting services, and training to assist with the completion of various initiatives including CIS system upgrade. Mr. Dorantes answered questions from the Board on this item.

On a motion made by Mr. Morris, seconded by Mayor Leeser and unanimously carried, the Board approved the sole source contract in accordance with Section 252.022(a)(7)(A) of the Texas Local Government Code, with Environmental Systems Research Institute, Inc. for the Enterprise Advantage Program subscription annual renewal in the estimated annual amount of \$65,400 for the first year, with the option to extend for four additional years in the estimated annual amount of \$120,000, provided that funding is available in the approved budget and contingent upon ESRI providing yearly documentation attesting to their sole source status.

**14. CONSIDERED AND APPROVED A SOLE SOURCE CONTRACT, IN ACCORDANCE WITH SECTION 252.022(A)(7)(A) OF THE TEXAS LOCAL GOVERNMENT CODE WITH SECUREVISION OF AMERICA, INC. FOR NICOR READ RIGHT LIDS IN THE ESTIMATED ANNUAL AMOUNT OF \$482,000 FOR A TERM OF ONE YEAR WITH THE OPTION OF FOUR ONE-YEAR EXTENSIONS, PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROVED BUDGET AND CONTINGENT UPON NICOR, INC. PROVIDING YEARLY DOCUMENTATION ATTESTING TO THEIR SOLE SOURCE STATUS.**

Mark Bolduc, Business and Customer Service Manager, provided a presentation to the Board regarding this item. The Nicor Read Right lids will be used in conjunction with the installation of all AMI/Smart Meters as part of the Meter Exchange Program. These lids will be used in place of the traditional cast iron lids, which impede signal reception. The lids will improve the effectiveness of the signal and ensure that a reading is received. These lids have been field evaluated for several years and have been shown to increase signal strength, ensuring that the signal is received by the AMI tower and transmitted to the office for proper billing. 5,000 lids are estimated to be replaced each quarter. Mr. Bolduc answered questions from the Board on this item. Mr. Bolduc answered questions from the Board on this item.

On a motion made by Mr. Antcliff, seconded by Dr. Santiago and unanimously carried, the Board approved a sole source contract, in accordance with Section 252.022(a)(7)(A) of the Texas Local Government Code with Securevision of America, Inc. for Nicor Read Right Lids in the estimated annual amount of \$482,000, for a term of one year with the option of four one-year extensions, provided that funding is available in the approved budget and contingent upon Nicor, Inc. providing yearly documentation attesting to their sole source status.

**15. 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 DRY POLYMERS FOR THE FOUR WASTEWATER TREATMENT PLANTS IN THE ESTIMATED ANNUAL AMOUNT OF \$400,000 FOR A ONE-YEAR TERM WITH THE OPTION TO RENEW FOR ONE YEAR, PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROVED BUDGET AND THAT DOCUMENTATION ATTESTING TO THEIR SOLE SOURCE STATUS IS PROVIDED.**

David Ornelas, Wastewater Systems Division Manager, provided a presentation to the Board regarding this item. Dry polymer is utilized at all four wastewater treatment plants to dewater solids prior to disposal. RFP40-17 for dry polymer expires on December 12, 2021. An RFP will be issued to test and select dry or liquid polymer for award at a later date. Approximately 9 months are required for the RFP process due to extensive testing requirements, prior to selection of the polymer for use. The four polymers currently used were selected after extensive field testing demonstrated the highest performance and lowest cost. The four dry polymers currently used are CLARIFLOC CE-2017 for Roberto R. Bustamante WWTP; CLARIFLOC CE-2015 for Haskell R. Street WWTP; CLARIFLOC CE476B for the Fred Hervey WRP; and CLARIFLOC CE-1529 for the John T. Hickerson WRF. All four polymers are manufactured by Polydyne Inc., which is the sole source manufacturer of these polymers. Mr. Ornelas answered questions from the Board on this item.

On a motion made by Mr. Antcliff, 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 dry polymers for the four wastewater treatment plants in the estimated annual amount of \$400,000, for a one-year term with the option to renew for one year, provided that funding is available in the approved budget and that documentation attesting to their sole source status is provided.

**16. CONSIDERED AND AWARDED A PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR THE ZARAGOZA C GROUND STORAGE TANKS AND 36-INCH TRANSMISSION MAIN – RFS 60-21 PROJECT TO MORENO CARDENAS, INC. FOR PRELIMINARY DESIGN PHASE SERVICES IN THE AMOUNT OF \$191,979; AUTHORIZED FUTURE TASK ORDERS OR AMENDMENTS TO BE ISSUED UNDER THIS CONTRACT FOR ADDITIONAL DESIGN AND CONSTRUCTION PHASE SERVICES IN AN ESTIMATED AMOUNT OF \$1,700,000 PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROVED BUDGET FOR THE TASK ORDERS OR AMENDMENTS 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.) The two-reservoir project site is located on North Zaragoza Road and Physicians Drive in east El Paso. One reservoir is a 3 MG steel ground storage tank which was built in the 1960s and the other is a 10 MG concrete ground storage tank that was built in the 1970s. These tanks are 60- and 50-years old respectively and require replacement. These tanks are part of the Airport – Vista Hills Pressure Zone that are critical to the system and cannot be taken off-line for long periods of time for rehabilitation. The intent of this project is to strategically install two new 5 MG ground storage tanks to replace the existing 10 MG concrete ground storage tank. The existing 3 MG storage tank will be kept in service and will be rehabilitated after this project is completed. The project will also include the installation of approximately 3,000 linear feet of 36-inch transmission main line to connect the new tanks to the existing booster station. Mr. Espineli 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 professional engineering services contract for the Zaragoza C Ground Storage Tanks and 36 Inch Transmission Main – RFS 60-21 project to Moreno Cardenas, Inc., for preliminary design phase services in the amount of \$191,979; authorized future task orders or amendments to be issued under this contract for additional design and construction phase services in an estimated amount of \$1,700,000, provided that funding is available in the approved budget for the task orders or amendments and authorized the use of commercial paper.

**17. CONSIDERED AND AWARDED A PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR THE FRED HERVEY WATER RECLAMATION PLANT HEADWORKS AND FILTER IMPROVEMENTS – RFS 42-21 PROJECT TO GARVER, LLC FOR PRELIMINARY DESIGN**

**SERVICES IN THE AMOUNT OF \$684,809.32; AUTHORIZED FUTURE TASK ORDERS OR AMENDMENTS TO BE ISSUED UNDER THIS CONTRACT FOR ADDITIONAL DESIGN AND CONSTRUCTION PHASE SERVICES IN AN ESTIMATED AMOUNT OF \$1,200,000 PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROVED BUDGET FOR THE TASK ORDERS OR AMENDMENTS 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.) The project is located within the Fred Hervey Water Reclamation Plant in northeast El Paso. The scope of work for this project consists of rehabilitation and improvement of the headworks junction box, bar screen, grit system, denitrification mixer, sand filter, and granular activated carbon (GAC) filters. The headworks inlet box is experiencing build-up of solid materials. The current bar screens use equipment installed in 2008 that are now in need of replacement. The existing grit system has experienced issues with ragging and debris build-up, clogging the grit pump. The denitrification facility requires improvements to the mixer units, electrical systems, sluice gate, and train basins. The water filtration, ozone, and GAC systems need improvements to the traveling crane, sluice gates, ventilation system, electrical system, and sand media. Mr. Espineli answered questions from the Board on this item.

On a motion made by Mayor Leeser, seconded by Dr. Santiago and unanimously carried, the Board awarded a professional engineering services contract for the Fred Hervey Water Reclamation Plant Headworks and Filter Improvements – RFS 42-21 project to Garver, LLC for preliminary design services in the amount of \$684,809.32; authorized future task orders or amendments to be issued under this contract for additional design and construction phase services in an estimated amount of \$1,200,000, provided that funding is available in the approved budget for the task orders or amendments and authorized the use of commercial paper.

**18. CONSIDERED AND ADOPTED A RESOLUTION FINDING THAT EMERGENCY CONTRACTS AND PURCHASES RELATED TO THE FRONTERA FORCE MAIN BREAKS WERE EFFECTUATED DUE TO AN ONGOING URGENT PUBLIC NECESSITY AND THAT SUCH CONTRACTS AND PURCHASES ARE RATIFIED; AND FURTHER AUTHORED THE PRESIDENT/CEO OR DESIGNEE, TO CONTINUE 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.**

Gilbert Trejo, Chief Technical Officer, provided a presentation to the Board regarding this item (copy on file in Central Files.) The Frontera Lift Station force mains are critical to the operation of the wastewater collection system as they convey flow from the entire westside, 3.5 miles, to the John T. Hickerson Water Reclamation Facility. The Frontera Lift Station pumps a total of 10 million gallons of wastewater per day through two force mains with pipe diameters ranging from 30, 36, and 42-inch. On March 2, 2020, 30-inch and 42-inch pressurized wastewater mains experienced failure leading to a rupture discharging thousands of gallons of wastewater onto the area of Sunland Park between IH-10 and Doniphan. On March 11, 2020 the PSB in its regular meeting authorized EPWater to enter into an emergency contract with Jacobs Engineering Group, Inc. and Oscar Renda for the urgent public necessity to repair, rehabilitate, and replace the Frontera Force Mains. As the replacement pipeline was under construction, additional breaks occurred in August 2021, culminating with a break at the Frontera Lift Station itself. To avoid wastewater from backflowing into customers' properties and onto abutting rights-of-way, EPWater crews mobilized in an attempt to perform repairs, but required additional support. EPWater engaged contractors and vendors, on an emergency basis, seeking assistance in controlling the wastewater discharge at the lift station site. The work performed contained the wastewater and kept it off public rights-of-way and property, but conveyed wastewater to the river in accordance with TCEQ standards. Mr. Trejo answered questions from the Board on this item.

On a motion made by Mr. Antcliff, seconded by Mayor Leeser and unanimously carried, the Board adopted a Resolution finding that emergency contracts and purchases related to the Frontera Force Main breaks were effectuated due to an ongoing urgent public necessity and that such contracts and purchases are ratified; and further authorized the President/CEO or designee, to continue 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.

**19. CONSIDERED AND APPROVED A SECOND AMENDMENT TO THE CONTRACT WITH OSCAR RENDA CONTRACTING, INC. FOR THE URGENT PUBLIC NECESSITY TO REPAIR, REHABILITATE, AND REPLACE THE FRONTERA FORCE MAINS IN THE AMOUNT OF \$5,000,000 FOR ADDITIONAL EMERGENCY CONSTRUCTION WORK; AUTHORIZED THE ISSUANCE OF FUTURE AMENDMENTS IN THE ESTIMATED AMOUNT OF \$22,000,000 PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROVED BUDGET FOR THE AMENDMENTS; AND AUTHORIZED THE USE OF COMMERCIAL PAPER.**

Gilbert Trejo, Chief Technical Officer, provided a presentation to the Board regarding this item (copy on file in Central Files.) On March 11, 2020, the PSB in its regular meeting authorized EPWater to enter into an emergency contract with Jacobs Engineering Group, Inc. and Oscar Renda Contracting, Inc. for the urgent public necessity to repair, rehabilitate, and replace the Frontera Force Mains with a new 36-inch fiberglass reinforced pipeline. Phase 1 of the three-phase project is ongoing and is 85% complete. With the eminent completion of phase 1, and the remaining existing Frontera force mains continue to be vulnerable to corrosion, the attention turns to phase 2 of the project, which will replace the next 5,000 linear feet of the existing force mains, with a new fiberglass reinforced pipe. Jacobs Engineering Group will design the next phase in conjunction with Oscar Renda Contracting. Design and construction of the next phase will be tasked in 2022 with completion in early 2023. Mr. Trejo answered questions from the Board on this item.

On a motion made by Mr. Antcliff, seconded by Mr. Morris and unanimously carried, the Board approved a Second Amendment to the contract with Oscar Renda Contracting, Inc. for the urgent public necessity to repair, rehabilitate, and replace the Frontera Force Mains in the amount of \$5,000,000 for additional emergency construction work; authorized the issuance of future amendments in the estimated amount of \$22,000,000 provided that funding is available in the approved budget for the amendments; and authorized the use of commercial paper.

**20. CONSIDERED AND APPROVED CHANGE ORDER NUMBER 1 – BID NUMBER 33-21, REHABILITATION OF REDD ROAD RESERVOIR TO SPIESS CONSTRUCTION CO., INC. INCREASING THE CONTRACT TIME BY 5 DAYS AND THE CONTRACT PRICE BY \$116,199.76.**

Ivan Hernandez, Engineering Division Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) The Redd Road Reservoir is a 4 million gallon steel ground reservoir built in 1993 and is part of the Coronado Country Club No. 1 Pressure Zone. The Public Service Board awarded the construction bid to rehabilitate the tank at the August 2021 board meeting. During construction activities, it was determined that an existing 30-inch diameter check valve was not setting properly allowing water to flow through while in a closed position, thus malfunctioning. This valve is critical to the operation of the tank within the water distribution system. The water tank is currently isolated. Therefore, it is the optimum time to replace the malfunctioning valve during this project. 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 Change Order Number 1 – Bid Number 33-21, Rehabilitation of Redd Road Reservoir to Spiess Construction Co., Inc. increasing the contract time by 5 days and the contract price by \$116,199.76.

**21. CONSIDERED AND APPROVED CHANGE ORDER NUMBER 5 – BID NUMBER 47-19, MONTANA VISTA WASTEWATER COLLECTION SYSTEM PHASE I TO BAIN CONSTRUCTION, INC., INCREASING THE CONTRACT TIME BY 75 DAYS AND THE CONTRACT PRICE BY \$635,154.24; 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.) In December 2018, the Texas Water Development Board (TWDB) awarded the El Paso Water Utilities-Public Service Board (PSB) financial assistance for construction of a first-time wastewater service project. The PSB awarded the construction project Montana Vista Wastewater Collection System – Phase I during the October 2019 board meeting. The project is nearly complete pending pavement restoration within the project limits. At the January 2021 PSB meeting, the Board awarded the Montana East 24-Inch Water Main Extension Improvements (East to West Branch – Phase I) construction contract, which includes scope of work that is part of an interlocal agreement with the El Paso County. Both projects had abutting project limits which created overlapping pavement restoration work requirements. Through several coordination meetings with both project

contractors and El Paso County, it was determined that the pavement restoration requirements included in the Montana Vista Wastewater Collection System- Phase I contract provided a more complete roadway restoration plan to meet El Paso County's needs. This change order will add the pavement restoration of Greg Drive and Marvin Lane scope of work to the Montana Vista Wastewater Collection System- Phase I contract. 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 Change Order Number 5 – Bid Number 47-19, Montana Vista Wastewater Collection System Phase I to Bain Construction, Inc., increasing the contract time by 75 days and the contract price by \$635,154.24; and authorized the use of commercial paper.

**22. CONSIDERED AND AUTHORIZED THE PRESIDENT/CEO TO SIGN A DEVELOPER PARTICIPATION AGREEMENT WITH TROPICANA BUILDING II, LLC FOR THE INSTALLATION OF A PROPOSED LIFT STATION AND FORCE MAIN FOR GREEN ACRES SUBDIVISION REPLAT 'A' IN THE ESTIMATED AMOUNT OF \$317,210.10.**

Adriana Castillo, Engineering Division Manager, provided a presentation to the Board regarding this item (copy on file in Central Files.) EPWater and the Developer entered into a Standard Development Agreement on October 8, 2021, in which the Developer agreed to install water mains, sanitary sewer mains, and related appurtenances within the Green Acres Subdivision Replat A. Developers enter into the Standard Development Agreement for the construction of the small diameter mains to serve the subdivisions. Under the Standard Development Agreement, the Developer's contractor installs the mains under EPWater inspection. The mains are conveyed by the Developer, accepted by EPWater, and the mains become part of the public system. A Lift Station and Force Main (Facilities) are required to convey the wastewater flows of the subdivision and additional properties in the vicinity of the subdivision that currently do not have wastewater service. As allowed by Texas Statute, EPWater will participate in the cost of the installation of the Facilities in an amount not to exceed thirty percent (30%) of the total cost of the Facilities. Ms. Castillo answered questions from the Board on this item.

On a motion made by Mayor Leeser, seconded by Mr. Morris and unanimously carried, the Board authorized the President/CEO to sign a Developer Participation Agreement with Tropicana Building II, LLC for the installation of a proposed Lift Station and Force Main for Green Acres Subdivision Replat 'A' in the estimated amount of \$317,210.10.

**23. CONSIDERED AND APPROVED THE 2022 PUBLIC SERVICE BOARD MEETING SCHEDULE.**

Claudia Duran, Executive Assistant to President/CEO, provided a presentation to the Board regarding this item (copy on file in Central Files.) The proposed schedule for the regular meetings of the Public Service Board during the year 2022 will be held the second Wednesday of each month.

On a motion made by Mr. Antcliff, seconded by Mayor Leeser and unanimously carried, the Board approved the 2022 Public Service Board meeting schedule.

**24. MANAGEMENT REPORT:**

• **UPDATE ON FRONTERA FORCE MAIN**

Gilbert Trejo, Chief Technical Officer, provided a presentation to the Board regarding this item (copy on file in Central Files.) In the presentation, Mr. Trejo updated the Board with the Plan of Action for the Frontera Force Mains. The installation of new pipeline continues to be installed and it is 90% complete. The by-pass and dewatering operations are still on-going at the Frontera Lift Station and the manufacturer continues to be at the jobsite fabricating fittings on-site to mitigate delays. Mr. Trejo showed the Board a map depicting the pipe installed showing the 90% completion. The spill mitigation plan update is to capture wastewater flow from the river and conveying it to the Bustamante and Haskell Plants for treatment, removing approximately a combined 12.5 MGF out of the river. The team continues to do water quality sampling and testing of the water along the river with video documentation



of the river using drone technology. The initial environmental assessment has been performed and it is currently under review. Remediation and restoration plan scope of work is under development. An additional 26 MGD of treated water was discharged into the river from the Bustamante plant. Mr. Trejo updated the Board on the site visit from EPA and TCEQ officials. As part of the continued commitment, Mr. Trejo let the Board know that there has been an acceleration of replacement line, working to execute mitigation of impacts, continued transparency with the public and the stakeholders, working with neighbors and working on the design of the next phase of the force main replacement, which is underway.

- **VIDEOS FROM COMMUNICATIONS**

Christina Montoya, Marketing and Communications Manager, showed a video on Del City focusing on water resources planning and how importation fits into the plan.

**12. 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.

**EXECUTIVE SESSION**

On a motion made by Mayor Leeser, seconded by Mr. Morris, and unanimously carried, the Board retired into Executive Session at 9:15 a.m., December 8, 2021, pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Section 551.071 through 551.076 to discuss the following:

<b>Section 551.071</b>	<b>Consultation with Attorney</b>
<b>Section 551.072</b>	<b>Deliberation Regarding Real Property</b>
<b>Section 551.073</b>	<b>Deliberation Regarding Prospective Gift</b>
<b>Section 551.074</b>	<b>Personnel Matters</b>
<b>Section 551.076</b>	<b>Deliberations Regarding Security Devices or Security Audits</b>
<b>Section 551.087</b>	<b>Deliberation Regarding Economic Development Negotiations</b>
<b>Section 551.089</b>	<b>Deliberation Regarding Security Devices or Security Audits</b>

**Discussion and action on the following:**

1. The Board will deliberate regarding whether the following property can be declared inexpedient to the water, wastewater and stormwater system: the property legally described as Tract 4A (NKA) Tract 4A2, Block 24, Socorro Grant, El Paso County, Texas, and consisting of approximately 3.5031 acres. (551.071, 551.072)
2. The Board will deliberate whether the following property can be declared inexpedient to the water, wastewater and stormwater system: the property legally described as a portion of Tract 4A, Block 24, Socorro Grant, El Paso County, Texas, and consisting of approximately 1.2715 acres. (551.071, 551.072)
3. The Board will deliberate regarding the purchase of the real property legally described as follows: Lots 1A and 2A, Block 26, Mission Hills Addition Replat A, an addition to the City of El Paso, El Paso County, Texas. (551.071, 551.072)

On a motion made by Mr. Antcliff, seconded by Dr. Santiago and unanimously carried, the Board reconvened in open session at 9:39 a.m., December 8, 2021.

1. **THE BOARD WILL DELIBERATE REGARDING WHETHER THE FOLLOWING PROPERTY CAN BE DECLARED INEXPEDIENT TO THE WATER, WASTEWATER AND STORMWATER SYSTEM: THE PROPERTY LEGALLY DESCRIBED AS TRACT 4A (NKA) TRACT 4A2, BLOCK 24, SOCORRO GRANT, EL PASO COUNTY, TEXAS, AND CONSISTING OF APPROXIMATELY 3.5031 ACRES. (551.071, 551.072)**

Motion made by Christopher Antcliff and seconded by Dr. Santiago and unanimously carried, that the described land be declared inexpedient to the water, wastewater and stormwater system subject to certain reservations as recommended by EPWater staff, and that the President and CEO be authorized to proceed in the manner approved by the Board, and in accordance with the terms and conditions specified by the Board, and thereafter to forward to the City of El Paso a recommendation to sell the property, and to sign any and all documents necessary to complete the sale of the property.

2. **THE BOARD WILL DELIBERATE WHETHER THE FOLLOWING PROPERTY CAN BE DECLARED INEXPEDIENT TO THE WATER, WASTEWATER AND STORMWATER SYSTEM: THE PROPERTY LEGALLY DESCRIBED AS A PORTION OF TRACT 4A, BLOCK 24, SOCORRO GRANT, EL PASO COUNTY, TEXAS, AND CONSISTING OF APPROXIMATELY 1.2715 ACRES. (551.071, 551.072)**

Motion made by Christopher Antcliff and seconded by Mayor Leaser and unanimously carried, that the described land be declared inexpedient to the water, wastewater and stormwater system subject to certain reservations as recommended by EPWater staff, and that the President and CEO be authorized to proceed in the manner approved by the Board, and in accordance with the terms and conditions specified by the Board, and thereafter to forward to the City of El Paso a recommendation to sell the property, and to sign any and all documents necessary to complete the sale of the property.

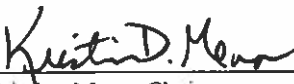
3. **THE BOARD WILL DELIBERATE REGARDING THE PURCHASE OF THE REAL PROPERTY LEGALLY DESCRIBED AS FOLLOWS: LOTS 1A AND 2A, BLOCK 26, MISSION HILLS ADDITION REPLAT A, AN ADDITION TO THE CITY OF EL PASO, EL PASO COUNTY, TEXAS. (551.071, 551.072)**

Motion made by Christopher Antcliff and seconded by Dr. Santiago, with Mr. Intebi abstaining, that the President and CEO be authorized to proceed with the acquisition of land in the manner approved by the Board, and in accordance with the terms and conditions specified by the Board, and to sign any and all documents necessary to complete the purchase of the property.

**ADJOURNMENT**

On a motion made by Mayor Leaser, seconded by Dr. Santiago and unanimously carried, the meeting adjourned at 9:41 a.m., December 8, 2021.

ATTEST:

  
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Kristina Mena, Chair

  
\_\_\_\_\_  
Bryan Morris, Secretary-Treasurer