

**NOTICE:** The regular meeting of the Public Service Board will be held at **8:00 a.m. M.T.**, Wednesday, January 11, 2023 at the Public Service Board Meeting Room, 1154 Hawkins Boulevard, El Paso, Texas.

**CITY OF EL PASO  
PUBLIC SERVICE BOARD**

**January 11, 2023**

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

**NOTICE TO THE PUBLIC**

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

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

**CONSENT AGENDA**

1. Consider and approve the minutes of the regularly scheduled meeting held on December 14, 2022. **(ATTACHMENT)**
2. Consider and approve 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 approves 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. **(ATTACHMENT)**
3. Consider and approve 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. **(ATTACHMENT)**
4. Consider and approve 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. **(ATTACHMENT)**
5. Consider and award 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 authorize the use of Commercial Paper. **(ATTACHMENT)**
6. Consider and approve the Servline 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 to authorize 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. **(ATTACHMENT)**

## REGULAR AGENDA

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. **(ATTACHMENT)**
8. Conduct a public hearing by the Municipal Drainage Utility System's governing board to consider a stormwater fee increase for Fiscal Year 2023-2024. **(ATTACHMENT)**
9. Consider and adopt the Stormwater Annual Budget for Fiscal Year 2023-2024 and adoption of a Resolution amending Rules and Regulations No. 3 with proposed changes and fee adjustments. **(ATTACHMENT)**
10. Consider and adopt the Water, Wastewater, and Reclaimed Water Annual Budget for Fiscal Year 2023-2024 and adoption of Resolutions amending Rules and Regulations No. 5, No. 6, and No. 7 with proposed changes to the rates, fees and other necessary amendments. **(ATTACHMENT)**
11. Consider and approve a Construction Management-At-Risk (CMAR) construction contract with Hensel Phelps Construction Co. for the EPWater Main Administration Building project and accept the Guaranteed Maximum Price (GMP1) in the amount of \$7,599,724 for the parking structure and site work. **(ATTACHMENT)**
12. Consider and adopt 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. **(ATTACHMENT)**
13. Ratify 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 authorize the use of commercial paper. **(ATTACHMENT)**
14. Ratify 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 authorize the use of commercial paper. **(ATTACHMENT)**
15. Consider and adopt 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 authorize 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. **(ATTACHMENT)**

### **REGULAR AGENDA (continued)**

16. Consider and accept EPWater's Third Quarter Investment Report FY 22-23 for the period ending November 30, 2022. **(ATTACHMENT)**
17. Consider and accept EPWater's Third Quarter Financial and Performance Measures Report for the period ending November 30, 2022. **(ATTACHMENT)**
18. Consider and approve the updated proposed timeline for the selection of a new PSB member in the area of engineering. **(ATTACHMENT)**
19. Management Report:
  - Construction Contracts Update
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.

### **EXECUTIVE SESSION**

The Public Service Board will retire in Executive Session pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 through 551.076. (The items listed below are matters of the sort to be discussed in Executive Session; however, the Public Service Board may move to Executive Session any item of this agenda, consistent with the terms of the Open Meetings Act.)

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

- 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)

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

Adjournment.

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

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

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