

NOTICE: The regular meeting of the Public Service Board will be held at **8:00 a.m. M.T.**, Wednesday, January 12, 2022 at the Public Service Board Meeting Room, 1154 Hawkins Boulevard, El Paso, Texas.

**CITY OF EL PASO
PUBLIC SERVICE BOARD**

January 12, 2022

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 8, 2021, Special Budget Review Meeting held on November 30, 2021 and the Selection Committee Meeting held on December 1, 2021. **(ATTACHMENT)**
2. Consider and approve a sole source contract in accordance with Section 252.022(a)(7)(A) of the Texas Local Government Code with Agilent Technologies, Inc. for the preventive maintenance and repair services of Agilent laboratory equipment in the amount of \$249,273.97, with an additional annual allowance of \$60,000 for a term of four years, contingent upon vendor providing annual documentation attesting to their sole source status. **(ATTACHMENT)**
3. Consider and approve a sole source contract pursuant to Section 252.022(a)(7)(A) of the Texas Local Government Code with Lakeside Equipment Corporation for the purchase of three Lakeside 90-Inch Screw Pump Upper Bearing Assemblies for rehabilitation of existing pumps at the Jonathan Rogers Water Treatment Plant in the estimated amount of \$126,960. **(ATTACHMENT)**
4. Consider and approve Amendment Number 1 to the professional engineering services contracts for On-Call Professional Engineering Services for Water Storage Facilities awarded to AECOM Technical Services, Inc., CONSOR Engineers, LLC, Freese and Nichols, Inc., Moreno Cardenas, Inc., and Parkhill, Smith & Cooper, Inc. to increase capacity of each contract in the additional amount of \$500,000 for the remaining contract time and authorize the use of commercial paper. **(ATTACHMENT)**
5. Consider and approve Amendment Number 1 to the professional engineering services contracts for the On-Call Professional Engineering Services for Water, Wastewater, Reclaimed Water, and Stormwater Pipelines 24-Inch and Smaller awarded to Brock & Bustillos, Inc., CEA Engineering Group, Inc., Huitt-Zollars, Inc., Moreno Cardenas, Inc., and Parkhill, Smith, & Cooper, Inc. to increase capacity of each contract in the additional amount of \$700,000 for the remaining contract time and authorize the use of commercial paper. **(ATTACHMENT)**
6. Consider and approve Amendment Number 1 to the professional engineering services contracts for the On-Call Professional Engineering Services for Water and Reclaimed Water Distribution Pump Stations awarded to Bath Engineering Corporation and Parkhill, Smith & Cooper, Inc., to increase capacity of each contract in the additional amount of \$700,000 for the remaining contract time and authorize the use of commercial paper.
(ATTACHMENT)

CONSENT AGENDA (continued)

7. Consider and approve Amendment Number 1 to the professional engineering services contract awarded to H2O Terra, LLC for the Zaragoza Road (Rabe Court to the Middle Drain Canal) Sewer Main Replacement project, for additional design phase services in the amount of \$43,116 and authorize future task orders or amendments to be issued under this contract for 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. **(ATTACHMENT)**

REGULAR AGENDA

8. Presentation to Chris Antcliff in recognition of his leadership, dedication and service to the community during his tenure on the Public Service Board.
9. Conduct a public hearing by the Municipal Drainage Utility System's governing board to consider a stormwater fee increase for Fiscal Year 2022-2023. **(ATTACHMENT)**
10. Consider and take action on the Stormwater Budget to include, but not limited to, the following actions:
 - a. Adoption of the Annual Stormwater Budget in the amount of \$91.815 million for Fiscal Year 2022-2023.
 - b. Adoption of a Resolution amending Public Service Board Rules and Regulations No. 3, Rates for Stormwater Service, to amend the fees.**(ATTACHMENT)**
11. Consider and take action on the Water, Wastewater and Reclaimed Water Budget to include, but not limited to, the following actions:
 - a. Adoption of the Annual Water, Wastewater and Reclaimed Water Budget in the amount of \$784.923 million for Fiscal Year 2022-2023.
 - b. Adoption of a Resolution amending Public Service Board Rules and Regulations No. 1 Furnishing and Control of Water and/or Sewer Service Within the Corporate Limits of the City of El Paso to revise the following: definitions, customer and El Paso Water furnished equipment, and backflow prevention assembly location.
 - c. Adoption of a Resolution amending Public Service Board Rules and Regulations No. 5, Rates for Water Service, to amend the rates.
 - d. Adoption of a Resolution amending Public Service Board Rules and Regulations No. 6, Rates for Sewer service, to amend the rates.
 - e. Adoption of a Resolution amending Public Service Board Rules and Regulations No. 7 to revise the following: definitions, refund rates, water service connection charges, and refunds for oversize.
 - f. Adoption a Resolution amending Public Service Board Rules and Regulations No. 11, Furnishing and Control of Water and/or Sewer Service Outside the Corporate Limits of the City of El Paso, to revise the following: definitions, customer and El Paso Water furnished equipment.**(ATTACHMENT)**
12. Consider and accept El Paso Water's Third Quarter Investment Report FY 21-22 for the period ending November 30, 2021. **(ATTACHMENT)**
13. Consider and accept El Paso Water's Third Quarter Financial and Performance Measures Report FY21-22 for the period ending November 30, 2021. **(ATTACHMENT)**
14. Consider and reject the sole bid received from Matheson Tri-Gas, Inc. for Bid Number 05-22, Liquid Oxygen, and allow staff to re-bid. **(ATTACHMENT)**
15. Deem ZTEX Construction, Inc. as non-responsive, and consider and award Bid Number 70-21, Northwest Water Distribution Mains – High Plains, to the lowest responsive, responsible bidder, Bain Construction, Inc., in the amount of \$4,460,307.70. **(ATTACHMENT)**

REGULAR AGENDA (continued)

16. Consider and award Bid Number 49-21, Eastside Planned Service Area - Montwood Extension, 16-Inch Water Main Extension, to the lowest responsive, responsible bidder, Los Fierro Construction, Inc., in the amount of \$1,408,984.50. **(ATTACHMENT)**
17. Consider and award Bid Number 31-21, Doniphan Collector to Canutillo Bosque Lift Station, to the lowest responsive, responsible bidder, Bain Construction, Inc. in the amount of \$3,970,537 and authorize the use of commercial paper. **(ATTACHMENT)**
18. Consider and award professional services contracts for the On-Call Structural Engineering Services - RFQ63-21, to Consor Engineers, LLC, Freese and Nichols, Inc., and MM Structural Engineers, Inc., each in an amount not to exceed \$1,000,000 over a term of three years and authorize the use of commercial paper. **(ATTACHMENT)**
19. Consider and award a professional engineering services contract for the Northgate Diversion Channel Improvements, RFS 50-21 project to AECOM Technical Services, Inc., for preliminary design phase services in the amount of \$210,038.83; authorize future task orders or amendments to be issued under this contract for additional design and construction phase services in the estimated amount of \$1,000,000 provided that funding is available in the approved budget for the task orders or amendments. **(ATTACHMENT)**
20. Consider and approve an Interlocal Agreement with the Texas A&M Engineering Extension Service to provide Water and Wastewater training courses in the estimated annual amount of \$200,000 for a term of one year and the option of two one-year terms. **(ATTACHMENT)**
21. Consider and authorize the President/CEO to sign an Interlocal Agreement with the City of El Paso Municipal Management District No. 1 for the development of the Northeast Sewer Interceptor in the estimated amount of \$5,002,450.20, and authorize the use of commercial paper. **(ATTACHMENT)**
22. Consider and adopt a resolution establishing the El Paso Water 2020 Building Construction Trades Wage Rates and trade definitions applicable to El Paso Water non-federally funded construction projects and certain federally-funded construction projects. **(ATTACHMENT)**
23. Consider and authorize the President/CEO to sign a new agreement with Project Bravo to provide utility payment assistance for eligible El Paso Water customers as part of the Low-Income Housing and Water Assistance Program. **(ATTACHMENT)**
24. Management Report:
 - Frontera Update
 - CIS Replacement Update
 - Video from Communications
25. 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 551.089. (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 whether the following property can be declared inexpedient to the water, wastewater and stormwater system: the property legally described as Cotton Addition, Block 72, Blots 1-16 and 21 – 32 and closed alley, an addition to the City of El Paso, El Paso County, Texas (551.071, 551.072).
- b. 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 Upper Valley Surveys, Block 13, Tracts 15A, 15E and 16A, Ell Paso County, Texas (551.071, 551.072).
- c. The Board will deliberate whether approximately 1,052 acres of land in northeast El Paso can be sold or transferred to the City of El Paso or the State of Texas or whether to place a conservation easement on the land, legally described as Section 15, and a portion of Sections 9, 16, 17, and 18, Block 81, Township 1, T&P RR Surveys, 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**