

MINUTES
PUBLIC SERVICE BOARD
CITY OF EL PASO
May 8, 2019

The regular meeting of the Public Service Board was held Wednesday, May 8, 2019, at the El Paso Water Utilities Public Service Board Meeting Room, 1154 Hawkins Blvd., El Paso, Texas.

PSB MEMBERS PRESENT

Dee Margo, Ex-Officio Member
Henry Gallardo, Member
Terri Garcia, Vice-Chair
Dr. Ivonne Santiago, Member
Dr. Kristina D. Mena, Member
Bryan Morris, Member
Christopher A. Antcliff, Chair

PSB MEMBERS ABSENT

PSB EMPLOYEES PRESENT

John E. Balliew, P.E., President and Chief Executive Officer
Lee Ann Koehler, General Counsel

EPWATER EMPLOYEES PRESENT

Alan Shubert, Vice President
Marcela Navarrete, Vice President
Juan S. Gonzalez, Assistant General Counsel
Art Duran, Chief Financial Officer
Gretchen Byram, Computer Media Specialist
Lisa Rosendorf, Chief Communications and Government Affairs Officer
Jillian Shipp, Executive Assistant
Levi Chacon, Purchasing Agent
Israel Chavez, Senior Network Administrator
Gilbert Trejo, Chief Technical Officer
Christina Montoya, Marketing and Communications Manager
James Wolff, Senior Land and Contract Administrator
Alma De Anda, Utility Land & Water Rights Manager
Lidia Carranco, Utility Treasury & Property Control Manager
Alfredo Solano, Interim Chief Information Officer
Gerardo Gomez, Engineering Program Administrator
Martha Koester, Utility Public information Coordinator
Melissa Bell, Lead Public Affairs Coordinator
Carlos Briano, Lead Public Affairs Coordinator
Angel Bustamante, Water Systems Division Manager
Jeanette Cordero, Assistant Chief Financial Officer
Zulema Jamis, Secretary
David Ornelas, Wastewater Systems Division Manager
Rocio Alvarado, Utility Contract Development Coordinator
Pablo Mejia, Utility Engineer Associate
Warren Marquette, Capital Projects Manager
Mason Burrough, Facilities Maintenance Supervisor

Ivan Ibarra, Fleet Maintenance Chief
Jeff Tepsick, Assistant Chief Financial Officer
Sergio Castro, Wastewater Plant Superintendent
Jose Baeza, Instrumentation Control Lead Technician
Rick Pedregon, Pretreatment Inspector Supervisor
Ruben Rodriguez, Water Supply Manager
Amy Castner, Engineering Division Manager

GUESTS

Pam Farone, Citizen

MEDIA

None

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

CONSENT AGENDA

On a motion made by Ms. Garcia, seconded by Dr. Mena and unanimously carried, the Board took action on the following agenda items:

1. CONSIDERED AND APPROVED THE MINUTES OF THE REGULARLY SCHEDULED MEETING HELD ON APRIL 10, 2019

The Board approved of the minutes of the regularly scheduled meeting held on April 10, 2019.

2. CONSIDERED AND APPROVED THE RENEWAL OF IBM AND LENOVO HARDWARE AND SOFTWARE SUPPORT SERVICES FROM MAINLINE INFORMATION SYSTEMS, INC. THROUGH BUY BOARD TEXAS DIR CONTRACT NUMBER DIR-TSO-4119 AND GSA CONTRACT NUMBER GS-35F-0216L, IN THE AMOUNT OF \$70,122.71, WITH THE OPTION FOR ONE ADDITIONAL YEAR.

The Board approved the renewal of IBM and Lenovo hardware and software support services from Mainline Information Systems, Inc. through buy board Texas DIR Contract Number DIR-TSO-4119 and GSA Contract Number GS-35F-0216L, in the amount of \$70,122.71, with the option for one additional year.

3. CONSIDERED AND APPROVED THE PURCHASE OF TWO JOHN DEERE BACKHOE/LOADER COMBINATIONS AND A JOHN DEERE LOADER FROM 4 RIVERS EQUIPMENT THROUGH ESC REGION 19 ALLIED STATES COOPERATIVE CONTRACT NUMBER 15-7180, IN THE AMOUNT OF \$319,696.97.

The Board approved the purchase of two John Deere backhoe/loader combinations and a John Deere loader from 4 Rivers Equipment through ESC Region 19 Allied States Cooperative Contract Number 15-7180, in the amount of \$319,696.97.

4. CONSIDERED AND APPROVED THE PURCHASE OF THREE MONROE TOWMASTER EQUIPMENT TRAILERS FROM 4 RIVERS EQUIPMENT, LLC., THROUGH BUY BOARD SOURCEWELL COOPERATIVE CONTRACT NUMBER 121918-MNR, IN THE AMOUNT OF \$50,368.80.

The Board approved the purchase of three Monroe Towmaster equipment trailers from 4 Rivers Equipment, LLC., through buy board Sourcewell Cooperative Contract Number 121918-MNR, in the amount of \$50,368.80.

5. CONSIDERED AND APPROVED THE PURCHASE OF ONE WATER TRUCK; ONE, 5-TON

DUMP TRUCK; AND TWO, 2-TON DUMP TRUCKS FROM HOUSTON FREIGHTLINER THROUGH BUY BOARD TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE H-GACBUY CONTRACT NUMBER HT06-18, IN THE AMOUNT OF \$424,142.

The Board approved the purchase of one water truck; one, 5-ton dump truck; and two, 2-ton dump trucks from Houston Freightliner through buy board Texas Local Government Purchasing Cooperative H-GACBuy Contract Number HT06-18, in the amount of \$424,142.

6. CONSIDERED AND APPROVED THE PURCHASE OF A CATERPILLAR LOADER WITH ATTACHMENTS FROM WAGNER EQUIPMENT CO. THROUGH TEXAS BUY BOARD TASB CONTRACT NUMBER 515-16, IN THE AMOUNT OF \$193,760.

The Board approved the purchase of a Caterpillar loader with attachments from Wagner Equipment Co. through Texas buy board TASB Contract Number 515-16, in the amount of \$193,760.

7. CONSIDERED AND APPROVED THE PURCHASE OF TWO FORKLIFTS FROM MEDLEY MATERIAL HANDLING THROUGH ESC REGION 19 ALLIED STATES COOPERATIVE CONTRACT NUMBER 16-7204, IN THE AMOUNT OF \$75,050.

The Board approved the purchase of two forklifts from Medley Material Handling through ESC Region 19 Allied States Cooperative Contract Number 16-7204, in the amount of \$75,050.

8. CONSIDERED AND AWARDED A CONTRACT FOR THE CLEANING OF COMMON IRRIGATION DITCHES TO PRIME IRRIGATION AND LANDSCAPE INC., THROUGH ESC REGION 19 ALLIED STATES COOPERATIVE CONTRACT NUMBER 18-7297 IN THE ESTIMATED, INITIAL AMOUNT OF \$209,946, WITH THE OPTION FOR TWO, ONE-YEAR EXTENSIONS AT THE ESTIMATED ANNUAL AMOUNT OF \$336,639.

The Board awarded a contract for the Cleaning of Common Irrigation Ditches to Prime Irrigation and Landscape Inc., through ESC Region 19 Allied States Cooperative Contract Number 18-7297 in the estimated, initial amount of \$209,946, with the option for two, one-year extensions at the estimated annual amount of \$336,639.

9. CONSIDERED AND APPROVED A RESOLUTION APPROVING AN ADDITIONAL AUTHORIZED STAFF REPRESENTATIVE OF THE EL PASO WATER UTILITIES PUBLIC SERVICE BOARD FOR THE TEXAS SHORT TERM ASSET RESERVE PROGRAM (TEXSTAR) INVESTMENT POOL ACCOUNTS.

Staff requested for this item to be removed from the agenda.

On a motion made by Ms. Garcia, seconded by Dr. Mena and unanimously carried, the Board approved having this item removed from the agenda.

REGULAR AGENDA

10. PRESENTATION OF THE SAFEST SECTION OF THE QUARTER AWARDS (FIRST QUARTER 2019).

Ms. Christina Montoya, Marketing and Communications Manager, presented the Board with information regarding the Safest Section of the Quarter Awards for the First Quarter of 2019. The awards are for the sections with the lowest accident rate for the months of January, February, and March 2019. The sections were accident-free during the first quarter. All of the members of these sections have performed their jobs safely as a group and as individuals and deserve special recognition. Mr. Balliew presented the award for Plant Facilities to Sergio Castro, Wastewater Plant Superintendent for the Haskell Street Wastewater Treatment Plant. Next, he presented

the award to Mason Burrough, Facilities Maintenance Supervisor for Building Maintenance. Next the award was presented Jose Baeza, Instrumentation Control Lead Technician, for SCADA Instrumentation and Control, and lastly to Rick Pedregon, Pretreatment Inspector Supervisor, for Industrial Pretreatment for Laboratory Services.

11. CONSIDERED AND APPROVED A RESOLUTION ADOPTING THE 2019 WATER CONSERVATION PLAN FOR THE CITY OF EL PASO, TEXAS AND AUTHORIZED STAFF TO PROVIDE THE 2019 WATER CONSERVATION PLAN TO TCEQ, TWDB, AND REGION E WATER PLANNING GROUP.

Ms. Lisa Rosendorf, Chief Communications & Gov't. Affairs Officer, provided a presentation to the Board regarding this item (copy on file in Central Files). Texas Administrative Code, Title 30, Part 1, Chapter 288 requires preparation of a Water Conservation Plan (Plan) for municipal water use by public water supplies. The timing of the Plan fits with the regional water-planning group's preparation of the next 50-Year Water Plan, due in 2021. The Plan complies with the applicable rules of the Texas Administrative Code, the Texas Commission on Environmental Quality (TCEQ) and the Texas Water Development Board (TWDB). The Water Conservation Plan requires a PSB resolution adopting the 2019 Water Conservation Plan with its five-year targets, goals and strategies. Mr. Morris made note of several typographical corrections to be made to various pages of the report. Ms. Rosendorf addressed questions from the Board regarding this item.

On a motion made by Dr. Santiago, seconded by Ms. Garcia and unanimously carried, the Board approved a resolution adopting the 2019 Water Conservation Plan for the City of El Paso, Texas and authorized staff to provide the 2019 Water Conservation Plan to TCEQ, TWDB, and Region E Water Planning Group.

12. CONSIDERED AND APPROVED A CONSULTING SERVICES AGREEMENT WITH ESSCO ENVIRONMENTAL, INC. FOR AN ARCHEOLOGICAL SURVEY ON EPWATER PROPERTY IN NORTHEAST EL PASO, IN THE AMOUNT OF \$169,854.

Mr. James Wolff, Senior Land & Contract Administrator, provided information to the Board regarding this item. EPWater would like to determine the extent of existing archeological sites on several parcels of land between Railroad Drive and Gateway North. EPWater staff requested two proposals for an archeological survey from ESSCO Environmental, Inc. and Arcadis, who both hold on-call environmental contracts with EPWater. ESSCO's proposal outlined in detail the steps needed in order to perform the archeological study and the archaeologists who will be doing the site assessment. Both proposals were reviewed and it was determined that ESSCO's proposal was the most qualified. Mr. Wolff addressed questions from the Board regarding this item.

On a motion made by Mr. Gallardo, seconded by Dr. Mena and unanimously carried, the Board approved a Consulting Services Agreement with Essco Environmental, Inc. for an archeological survey on EPWater property in Northeast El Paso in the estimated amount of \$169,854.

13. CONSIDERED AND AWARDED A PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR PROCUREMENT PHASE SERVICES FOR THE JOHN T. HICKERSON WATER RECLAMATION FACILITY REHABILITATION PROJECT TO ECM INTERNATIONAL, INC. IN THE AMOUNT OF \$157,100; AUTHORIZED FUTURE TASK ORDERS OR AMENDMENTS TO BE ISSUED UNDER THIS CONTRACT FOR ADDITIONAL DESIGN AND BID PHASE SERVICES IN THE ESTIMATED AMOUNT OF \$50,000, PROVIDED THAT FUNDING IS AVAILABLE IN THE APPROVED BUDGET FOR THE TASK ORDERS OR AMENDMENTS.

Mr. Gilbert Trejo, Chief Technical Officer, provided a presentation to the Board regarding this item (copy on file in Central Files). The John T. Hickerson Water Reclamation Facility treats wastewater from the west side of El Paso. The plant was originally designed with a 5 million gallon daily (MGD) treatment capacity and later expanded with additional process trains increasing the plant's treatment capacity to 17.5 MGD. Currently, the 12.5 MGD process train is operational and the plant's original 5 MGD treatment train is off line and needs to be rehabilitated to be operational. Increased wastewater flow to the Hickerson facility is the driver for bringing

the original 5 MGD treatment train back on-line to ensure reclaimed water quality and that permit requirements are met. Staff recommends that this project be completed using the design-build project delivery model, a procurement option that allows the Utility to make selection based on qualifications-based or best value, thus reducing the design and construction schedule while allowing the design engineers and contractor to work together on execution of the project. This contract proposes to hire a qualified construction management firm to develop the procurement documents needed to request proposals from contractor/engineer teams. ECM International, Inc. (ECM) is qualified to provide the design-build procurement documents needed to request proposals for this project. ECM currently has a construction management on-call contract with EPWater but has insufficient capacity left on this on-call contract. Their team has considerable experience and has successfully provided EPWater with project management services for all of our alternative delivery projects. ECM is the most qualified firm to provide these services. Mr. Trejo addressed questions from the Board regarding this item. Mr. John Balliew, President and CEO, made additional comments regarding this item.

On a motion made by Mr. Morris, seconded by Dr. Santiago and unanimously carried, the Board awarded a Professional Engineering Services Contract for Procurement Phase Services for the John T. Hickerson Water Reclamation Facility Rehabilitation Project to ECM International, Inc. in the amount of \$157,100; authorized future task orders or amendments to be issued under this contract for additional design and bid phase services in the estimated amount of \$50,000, provided that funding is available in the approved budget for the task orders or amendments.

14. CONSIDERED AND APPROVED RESCINDING THE AWARD OF BID NUMBER 19-19, REPAIR OF CITY, COUNTY, AND TEXAS DEPARTMENT OF TRANSPORTATION HIGHWAYS, STREETS AND RIGHTS-OF-WAY TO EL PASO RIO ELECTRIC INC.; DECLARED EL PASO RIO ELECTRIC INC. AND RULY'S MOBILE WELDING AS NOT RESPONSIBLE; AND AWARDED TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER, TAO INDUSTRIES, INC. DBA HAWK CONSTRUCTION, IN THE ESTIMATED ANNUAL AMOUNT OF \$14,095,396.70, WITH THE OPTION FOR TWO, ONE-YEAR EXTENSIONS.

Mr. Trejo provided a presentation to the Board regarding this item (copy on file in Central Files). This contract is to repair pavement on highways, streets, or alleys resulting from paving cuts made by Utility crews during the construction, repair, and maintenance of water mains, sewer mains, water services, and other infrastructure, as required. This contract will also be used for the repair of concrete sidewalks, curbs, gutters, and driveways, repairs that were previously completed via other contracts. Bid Number 19-19, Repair of City, County, and Texas Department of Transportation (TXDOT) Highways, Streets and Rights-of-Way, was awarded on April 10, 2019, to El Paso Rio Electric by the Public Service Board. After award, El Paso Rio Electric notified the Utility that their bonding company was not able to provide the necessary payment and performance bond for the full awarded contract amount as required for this bid and has been declared as not responsible. Staff then proceeded to evaluate the qualifications of the second lowest bidder, Ruly's Mobile Welding. Ruly's Mobile Welding was not able to provide the necessary performance bond required for this bid and was declared as not responsible. Staff then proceeded to evaluate the third lowest bidder, TAO Industries, Inc. dba Hawk Construction (Hawk), and they did provide the necessary payment and performance bonds required and meet the minimum experience requirements. Staff recommends that the award to El Paso Rio Electric be rescinded and recommends award of Bid Number 19-19, Repair of City, County, and TXDOT Highways, Streets and Rights-of-Way to Hawk, as the lowest responsive, responsible bidder in the estimated annual amount of \$14,095,396.70. Mr. Trejo addressed questions from the Board regarding this item. Mr. Alan Shubert, Vice President, made additional comments regarding this item. Ms. Lee Ann Koehler, General Counsel, also addressed questions from the Board regarding this item.

On a motion made by Ms. Garcia, seconded by Dr. Santiago and unanimously carried, the Board approved rescinding the award of Bid Number 19-19, Repair of City, County, and Texas Department of Transportation Highways, Streets and Rights-of-Way to El Paso Rio Electric Inc.; declared El Paso Rio Electric Inc. and Ruly's Mobile Welding as not responsible; and awarded to the lowest responsive, responsible bidder, TAO Industries,

Inc. dba Hawk Construction, in the estimated annual amount of \$14,095,396.70, with the option for two, one-year extensions.

15. CONSIDERED BID NUMBER 03-19, CANAL WATER TREATMENT PLANT RAW WATER INTAKE SCREENS AND STRUCTURAL IMPROVEMENTS DESIGN PACKAGE 2 - RAW WATER INTAKE SCREENS AND GATES, DECLARED EL PASO A.R.C. ELECTRIC AS NOT RESPONSIBLE; AND AWARDED TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER, R.M. WRIGHT CONSTRUCTION COMPANY, IN THE AMOUNT OF \$2,224,000, AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

Mr. Shubert provided a presentation to the Board regarding this item (copy on file in Central Files). The Robertson/Umbenhauer (Canal) Water Treatment Plants (WTP) consist of the Robertson WTP completed in 1942 and rated at 20 MGD; and the Umbenhauer WTP completed in 1966 and rated at 20 MGD. Improvements are required for the removal and replacement of the existing raw water intake screening units and debris removal equipment. The addition of a third screen will provide a rated capacity of 42 MGD with two screens operating and one 21 MGD screen as a stand-by. EPWater received four bids for this project on March 12, 2019. The bidders were El Paso A.R.C. Electric, R.M. Wright Construction Company, Smithco Construction, Inc., and Cubic Water, LLC. The consultant engineer, Carollo Engineers, Inc. (Carollo), evaluated the qualifications of the initial apparent low bidder, El Paso A.R.C. Electric, and determined that, based on the information submitted, they did not meet the minimum general requirements and the minimum project specific criteria as specified in the bid documents. El Paso A.R.C. Electric failed to provide documentation demonstrating the successful completion of projects similar in nature and value as specified in the bid documents. Carollo next evaluated the qualifications submitted by the next apparent low bidder, R.M. Wright Construction Company, and determined that, based on the information submitted, they meet all of the minimum general requirements and all of the minimum project specific criteria as specified in the bid documents. Staff evaluated the Engineer's Evaluation Matrix and recommends award of Bid Number 03-19, Canal Water Treatment Plant Raw Water Intake Screens and Structural Improvements Design Package 2 - Raw Water Intake Screens and Gates, to R.M. Wright Construction as the lowest responsive, responsible bidder in the amount of \$2,224,000.

On a motion made by Dr. Santiago, seconded by Dr. Mena and unanimously carried, the Board considered Bid Number 03-19, Canal Water Treatment Plant Raw Water Intake Screens and Structural Improvements Design Package 2 - Raw Water Intake Screens and Gates, declare El Paso A.R.C. Electric as not responsible; and awarded to the lowest responsive, responsible bidder, R.M. Wright Construction Company, in the amount of \$2,224,000, and authorized the use of commercial paper.

16. CONSIDERED AND AWARDED BID NUMBER 17-19, KAY BAILEY HUTCHISON INTERSTAGE BOOSTER PUMPS, TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER, SMITHCO CONSTRUCTION, INC., IN THE AMOUNT OF \$884,500, AND AUTHORIZED THE USE OF COMMERCIAL PAPER.

Mr. Shubert provided a presentation to the Board regarding this item (copy on file in Central Files). The project consists of installing a booster pump on each of the five Reverse Osmosis (RO) skid units to boost the production capacity of each skid at the Kay Bailey Hutchison (KBH) Desalination Plant. EPWater received five bids for this project on March 8, 2019. The bidders were Smithco Construction, RMCI, Inc. of Texas, El Paso A.R.C. Electric, Cubic Water, and Spiess Construction. CDM Smith Inc., evaluated the qualifications of the apparent low bidder and has determined that Smithco Construction meets the minimum general requirements as well as the minimum project specific criteria as specified on the bid documents. Staff evaluated the Engineer's Evaluation Matrix and recommends award of Bid Number 17-19, KBH Interstage Booster Pumps, to Smithco Construction as the lowest responsive, responsible bidder in the amount of \$884,500. Mr. Shubert addressed questions from the Board regarding this item. Mr. Trejo and Mr. Balliew made additional comments regarding this item.

On a motion made by Mr. Morris, seconded by Mayor Margo and unanimously carried, the Board awarded Bid Number 17-19, Kay Bailey Hutchison Interstage Booster Pumps to the lowest responsive, responsible bidder, Smithco Construction Inc., in the amount of \$884,500 and authorized the use of commercial paper.

17. CONSIDERED AND AWARDED BID NUMBER 26-19, CORONADO III WATER TANK ACCESS BRIDGE, TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER, BLACK STALLION CONTRACTORS, INC. IN THE AMOUNT OF \$202,171.20.

Mr. Shubert provided a presentation to the Board regarding this item (copy on file in Central Files). The Coronado III Water Tank Access Bridge project will provide drivable access to the Coronado III water tanks directly from the Coronado III Booster Station. The proposed utility access bridge will span across the drainage channel that crosses the site. Drivable access to the Coronado III water tanks is currently through unpaved roads within the Franklin Mountains State Park. The Coronado III Water Tank Access Bridge will provide a secure, all-weather, drivable surface for water tank access. EPWater received five bids for the referenced project on April 10, 2019. The bidders were Black Stallion Contractors, Inc.; Cubic Water, LLC; TAO Industries, Inc. d.b.a. Hawk Construction; CMD Endeavors, Inc.; and Smithco Construction, Inc. The consulting engineer, CONSOR Engineers LLC (Formerly AIA Engineers), evaluated the qualification information submitted by the apparent low bidder, Black Stallion Contractors, Inc., and determined that they meet all of the minimum general requirements and all of the minimum project specific criteria as specified in the bid documents. Staff evaluated the Engineer's Evaluation Matrix and recommends award of Bid Number 26-19, Coronado III Water Tank Access Bridge, to Black Stallion Contractors, Inc., the lowest responsive, responsible bidder in the amount of \$202,171.20. Mr. Shubert addressed questions from the Board regarding this item.

On a motion made by Dr. Mena, seconded by Mr. Morris and unanimously carried, the Board awarded Bid Number 26-19, Coronado III Water Tank Access Bridge, to the lowest responsive, responsible bidder, Black Stallion Contractors, Inc. in the amount of \$202,171.20.

18. CONSIDERED BID NUMBER 35-19, VEHICLES AND EQUIPMENT, DECLARED SOUTHWEST TRUCK SALES AS NOT RESPONSIVE FOR LINE ITEM NUMBER 7; DECLARED RUDOLPH CHEVROLET LLC., AS NOT RESPONSIVE FOR LINE ITEMS NUMBER 8 AND 9; REJECTED ALL BIDS RECEIVED FOR LINE ITEM NUMBER 9; AND AWARDED TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDERS: CASA FORD INC. FOR LINE ITEMS 1-6 IN THE AMOUNT OF \$658,988.54, AND RJ BORDER INTERNATIONAL LP FOR LINE ITEM NUMBERS 7 AND 8 IN THE AMOUNT OF \$254,691.68.

Mr. Ivan Ibarra, Fleet Maintenance Chief, provided information to the Board regarding this item. New vehicles will replace and supplement vehicles in the existing fleet. Five bids were received to this line item bid. Staff evaluated the bids by line item and determined that the apparent low bidder for line item number 7, Southwest Truck Sales, did not include the requested minimum vehicle options as outlined within the bid proposal, and the apparent low bidder for line items number 8 and 9, Rudolph Chevrolet, submitted an exception to their bid pricing which stated that the vehicles must be ordered by May 1, 2019, therefore staff recommends Southwest Truck Sales and Rudolph Chevrolet be deemed as not responsive for these line items. Staff evaluated the apparent second lowest bidder for line item number 9 and determined that this item came in over the budgeted amount of \$86,000; therefore staff will acquire this item at a later date through a buy board purchase. All other low bidders for their respective line items met all the requirements as outlined within the bid proposal. Mr. Ibarra addressed questions from the Board regarding this item. Mr. Balliew made additional comments regarding this item.

On a motion made by Mr. Gallardo, seconded by Dr. Mena and unanimously carried, the Board considered Bid Number 35-19, Vehicles and Equipment, declared Southwest Truck Sales as not responsive for line item number 7; declared Rudolph Chevrolet LLC., as not responsive for line items number 8 and 9; rejected all bids received for line item number 9; and awarded to the lowest responsive, responsible bidders: Casa Ford Inc. for line items

1-6 in the amount of \$658,988.54, and RJ Border International LP for line item numbers 7 and 8 in the amount of \$254,691.68

19. CONSIDERED AND APPROVED A SOLE-SOURCE PURCHASE OF BLOWER ENGINE DRIVEN CONTROL PANELS AND EQUIPMENT UPGRADES FROM HOWDEN-ROOTS LLC., IN THE AMOUNT OF \$986,882.

Mr. David Ornelas, Wastewater Systems Division Manager, provided a presentation to the Board regarding this item (copy on file in Central Files). The John T. Hickerson Water Reclamation Facility's aeration system consists of four blower units: two motor driven, and two natural gas fueled engine driven units. The equipment and controls for the two engine driven units are 22-years old and have become unreliable. The project will replace and upgrade the two engine control panels for both engine and blower controls, including upgrade of engine sensors and control wiring. Howden-Roots is the original manufacturer, which has responsibility for the performance of the blower units, and is the only factory authorized service center for Roots blowers. The procurement falls within the exemptions found in 252.022(a) (7) (A) of the Texas Local Government Code, which allows for a procurement necessary because the item is available from only one source because of patents, copyrights, secret processes, or natural monopolies.

On a motion made by Dr. Santiago, seconded by Ms. Garcia, and unanimously carried, the Board approved a sole-source purchase of Blower Engine Driven Control Panels and Equipment Upgrades from Howden-Roots LLC., in the amount of \$986,882.

20. CONSIDERED AND AWARDED BID NUMBER 36-19, STREET SWEEPING & POWER WASHING, TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER, AMERICHOICE CONSTRUCTION LLC, IN THE ESTIMATED ANNUAL AMOUNT OF \$114,750, WITH THE OPTION FOR TWO, ONE-YEAR EXTENSIONS.

Ms. Rosemary Guevara, Senior Purchasing Agent, provided information to the Board regarding this item. Street sweeping and power washing will be used as needed to provide cleanup assistance at various work sites and Utility facilities. Three bids were received ranging from \$114,750 to \$253,400. Staff reviewed the bids and determined that Americhoice Construction LLC (Americhoice), the lowest bidder met all specifications as defined within the bid proposal. Therefore, staff recommends award of Bid 36-19, Street Sweeping & Power Washing, to Americhoice in the estimated annual amount of \$114,750. Ms. Guevara addressed questions from the Board regarding this item. Levi Chacon, Purchasing Agent, made additional comments regarding this item.

On a motion made by Dr. Santiago, seconded by Mr. Morris and unanimously carried, the Board awarded Bid Number 36-19, Street Sweeping & Power Washing, to the lowest responsive, responsible bidder, Americhoice Construction LLC, in the estimated annual amount of \$114,750, with the option for two, one-year extensions.

21. CONSIDERED AND AWARDED BID NUMBER 43-19, LIQUID POLY/ORTHOPHOSPHATE BLEND, TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER, THATCHER COMPANY OF ARIZONA, INC., IN THE ESTIMATED ANNUAL AMOUNT OF \$413,640, WITH THE OPTION FOR TWO, ONE-YEAR EXTENSIONS.

Ms. Guevara provided information to the Board regarding this item. Poly/orthophosphate is a product used as a corrosion inhibitor in the water treatment process. Poly/orthophosphate is used at the Upper Valley Water Treatment Plant, Jonathan Rogers Water Treatment Plant, Robertson-Umbenhauer Water Treatment Plants, Kay Bailey Hutchison Desalination Plant, and at several well sites throughout the city. The previous bid was awarded on May 10, 2017. The line item quantities in the current bid increased and the new price is 9.8% higher compared to the previous bid. Five bids were received. Staff evaluated the bid proposals and determined that the low bidder, Thatcher Company of Arizona, Inc. (Thatcher), met all the specifications as outlined within the bid proposal. Staff recommends award of Bid 43-19, Liquid Poly/Orthophosphate Blend, to Thatcher in the estimated annual amount of \$413,640. Ms. Guevara addressed questions from the Board regarding this item.

On a motion made by Dr. Santiago, seconded by Ms. Garcia and unanimously carried, the Board awarded Bid Number 43-19, Liquid Poly/Orthophosphate Blend, to the lowest responsive, responsible bidder, Thatcher Company of Arizona, Inc., in the estimated annual amount of \$413,640, with the option for two, one-year extensions.

22. CONSIDERED AND AWARDED BID NUMBER 44-19, POWDERED ACTIVATED CARBON, TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER, DONAU CARBON US LLC, IN THE ESTIMATED ANNUAL AMOUNT OF \$116,000, WITH THE OPTION FOR TWO, ONE-YEAR EXTENSIONS.

Mr. Chacon, provided information to the Board regarding this item. Powdered activated carbon is used for removal of taste and odor compounds in surface water treatment at both the Canal Water Treatment Plant (WTP) and the Jonathan Rogers Water Treatment Plant (JRWTP). The previous bid was awarded on October 12, 2016. The new bid is an 1.8% increase from the previous bid. On November 2018, vendors of Powdered Activated Carbon (PAC) were solicited via a Request for Qualifications RFQ115-18 to provide PAC samples for evaluation of their effectiveness at removing taste and odor compounds at the Canal WTP and JRWTP. Seven samples were received and evaluated in January 2019 by staff from the University of Texas at El Paso. Three of these samples met the minimum removal requirements as outlined within the RFQ. The subsequent bid was disseminated to the qualifying vendors and two bids were received. Staff evaluated the bids and recommends award to the lowest responsive, responsible bidder, Donau Carbon US LLC. Mr. Chacon addressed questions from the Board regarding this item.

On a motion made by Ms. Garcia, seconded by Dr. Mena and unanimously carried, the Board awarded Bid Number 44-19, Powdered Activated Carbon, to the lowest responsive, responsible bidder, Donau Carbon US LLC, in the estimated annual amount of \$116,000, with the option for two, one-year extensions.

23. CONSIDERED AND APPROVED RESCINDING THE AWARD OF BID NUMBER 28-19, LIQUID FERRIC CHLORIDE TO PENCCO, INC; DECLARED PENCCO INC. AS NOT RESPONSIBLE; AND AWARDED TO THE NEXT LOWEST RESPONSIVE, RESPONSIBLE BIDDER, KEMIRA WATER SOLUTIONS, INC. IN THE ESTIMATED ANNUAL AMOUNT OF \$934,375, WITH THE OPTION FOR TWO, ONE-YEAR EXTENSIONS.

Mr. Chacon, provided information to the Board regarding this item. Liquid Ferric Chloride is used for coagulation of suspended matter in water production throughout the water treatment plants. This bid was awarded to Pencco, Inc. at the April 10, 2019 PSB meeting. Upon award, Pencco Inc. has requested to withdraw their bid as they have stated that they will not be able to provide varying amounts of ferric chloride throughout the year and increased amounts on a seasonal basis as required by the surface water treatment plants and has been declared as not responsible. The second lowest bid submitted was from Kemira Water Solutions, Inc., who is the current supplier. The total evaluated cost for Item 1, Liquid Ferric Chloride, is \$934,375 with a Cost per Pound of Iron as Ferric Chloride of \$1.25. This is a 59% increase over the previous bid from March 2016. Staff recommends rescinding the award to Pencco Inc., and awarding to Kemira Water Solutions, Inc.

On a motion made by Ms. Garcia, seconded by Dr. Mena and unanimously carried, the Board approved rescinding the award of Bid Number 28-19, Liquid Ferric Chloride to Pencco, Inc; declared Pencco Inc. as not responsible; and awarded to the next lowest responsive, responsible bidder, Kemira Water Solutions, Inc., in the estimated annual amount of \$934,375, with the option for two, one-year extensions.

24. CONSIDERED AND APPROVED THE SOLE SOURCE PURCHASE OF A KJELTEC KJELDAHL NITROGEN SYSTEM FROM FOSS NORTH AMERICAN, INC. IN THE AMOUNT OF \$59,756.31.

Mr. Richard Wilcox, Utility Laboratory Service Manager, provided information to the Board regarding this item. Currently Total Kjeldahl Nitrogen analysis is performed by manually digesting, distilling and titrating individual samples. This is very time consuming and a waste of manpower. The new Kjeltac 8400/8420 System completely

automates the process and allows the analysts to perform other tasks. These analyses are required for the industrial pretreatment program, various plant permits as well as river monitoring, and special projects such as stormwater or reservoir monitoring as required and/or requested by division managers. Staff solicited a sole source quote for this lab equipment from Foss North American, Inc. Staff evaluated the quote and determined that it met all the requirements for this procurement. Staff recommends the purchase of this item from Foss North America Inc. Mr. Wilcox addressed questions from the Board regarding this item.

On a motion made by Dr. Santiago, seconded by Dr. Mena and unanimously carried, the Board approved the sole source purchase of a Kjelttec Kjeldahl Nitrogen System from Foss North American, Inc. in the amount of \$59,756.31.

25. MANAGEMENT REPORT:

- Recap from Texas Water 2019 and Pipe-tapping video-Mr. Alan Shubert presented information regarding Texas Water 2019. Mr. Shubert shared pictures of Ms. Irazema Rojas, Capital Improvement Project Manager and Ivan Hernandez, Engineering Division Manager. Both employees presented information to the Board of Texas Water. Mr. Shubert also shared picture of the pipe tapping team that competed against other utilities across Texas, the team came in third place with a time of two minutes and two seconds, and was the only team with a clean run, which means no safety violations and no leaks were found. Mr. Shubert shared a video of the team practicing for the competition and showed what it takes to make it to the top slot. After the video, Mr. Balliew and Mayor Margo presented the team with their award, the team included Eduardo Pulido, Construction Superintendent, Julio Soto, Water Lead Service Worker, Norberto Olmos, Utility Piper Layer, and Armando Gonzalez, Utility Pipe Layer.
- Preview of events/publicity-Ms. Christina Montoya presented an update on Publicity and Events starting with Illegal Dumping Campaign 2019 that encourages citizen of El Paso to call 311 to report any sightings of illegal dumping. In 2018, a local artist sculpt an elephant “Stormy” out of trash, this year stormy moves to the zoo during our campaign May 15, 2019 will be the media kickoff for this campaign at the El Paso Zoo with Stormy. El Paso Water now has a Stakeholder Collaboration with the City of El Paso (Environmental Services, EPPD), El Paso County Water Improvement District #1. A team of El Paso Water employees was part of a community event at the Fountains of Farrah outlet malls to kick off Drinking Water Week which started May 5-11. The team highlighted the high quality of drinking water that EPWater provides and distributed “I heart EPWater” water bottles.

26. 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.

No comments were made.

EXECUTIVE SESSION

On a motion made by Mr. Gallardo, seconded by Ms. Garcia, and unanimously carried, the Board retired into Executive Session at 9:18 a.m., May 8, 2019, 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:

Section 551.071	Consultation with Attorney
Section 551.072	Deliberation Regarding Real Property
Section 551.074	Personnel Matters

a. **Section 551.071 Consultation with Attorney**

Consultation with its attorneys regarding Cause No. 2017DCV1076, ROP Artcraft, LLC v. The City of El Paso.

On a motion made by Ms. Garcia, seconded by Mr. Morris and unanimously carried, the Board reconvened in open session at 9:58 a.m., May 8, 2019.

CONSULTED WITH ITS ATTORNEYS REGARDING CAUSE NO. 2017DCV1706, ROP ARTCRAFT, LLC v. The City of El Paso.

On a motion made by Dr. Mena, seconded by Ms. Garcia, and carried that the El Paso Water Utilities Public Service Board authorize its General Counsel settlement authority in the lawsuit of ROP Artcraft, LLC v. The City of El Paso, and that the Office of General Counsel is further authorized to take any and all action necessary to effectuate this authority and defend the best interest of the Utility in connection with this matter.

ADJOURNMENT

On a motion made by Mr. Gallardo, seconded by Ms. Garcia and unanimously carried, the meeting adjourned at 10:00 a.m., May 8, 2019.

ATTEST:

Terri Garcia, Vice-Chair

Secretary-Treasurer