NOTICE: The regular meeting of the Public Service Board will be held at **8:00 a.m. M.T.**, Wednesday, June 14, 2023 at the Public Service Board Meeting Room, 1154 Hawkins Boulevard, El Paso, Texas.

CITY OF EL PASO
PUBLIC SERVICE BOARD

June 14, 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 May 10, 2023.

2. Consider and approve a sole source contract with Infor Public Sector, Inc., pursuant to Section 252.022(a)(7)(A) of the Texas Local Government Code, for Infor Xtreme support services for the Infor Public Sector Enterprise Asset Management System in the estimated total amount of $912,183.35 for a term of three years, provided funding is available in the approved budget.

3. Consider and approve an increase in capacity of the master contract MCDERCETOINC20 with Derceto, Inc., a subsidiary of Suez Smart Solutions, Inc., pursuant to Section 252.022(a)(7)(A) of the Texas Local Government Code for additional services for Aquadvanced Energy Optimizer and Energy Monitoring System as described in the Derceto proposals in the estimated amount of $258,500 and authorize the use of commercial paper.

4. Consider and approve an increase in capacity of master contract MC00000565 issued to El Paso Phoenix Pumps, Inc., for industrial pumps, motors, filters, flow meters, and related through ESC Region 19 Allied States Cooperative Contract No 21-7402 by an additional $500,000 to increase the existing master contract cumulative amount to $1,000,000 and authorize the issuance of future master contracts in the annual amount of $1,000,000 for the term of ESC Region 19 Allied States Cooperative Contract No 21-7402 provided that funding is available in the approved budget.

5. Consider and approve Change Order Number 1 for Bid Number 29-22, Fred Hervey Water Reclamation Plant Reactor and Recarbonation Clarifiers Replacement with Smithco Construction, Inc., increasing the contract price by $121,830.66 and the contract time by 42 calendar days.

REGULAR AGENDA

6. CEO Monthly Update Regarding Utility Management and/or Operations.

7. 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.

8. Winners of Art Contest with La Nube.

REGULAR AGENDA (continued)

9. Consider and award Bid Number 49-23, Liquid Ferrous Chloride, to Kemira Water Solutions, Inc., the sole responsive, responsible bidder, in the estimated annual amount of $2,214,500 for a term of one year, with four one-year options, provided that funding is available in the approved budget.

10. Consider and approve the ratification of the additional expenditure beyond the President/CEO's delegated authority in the amount of $75,000 for master contract MC00000353 issued to HG Arias and Associates, L.L.C. for temporary staffing services through ESC Region 19 Allied States Cooperative Contract No. 22-7448 and approve an increase in capacity of by an additional $300,000 to increase the existing master contract to a cumulative amount of $875,000; and authorize the issuance of annual master contracts to HG Arias and Associates, L.L.C. in amount to $800,000 for as long as the term of ESC Region 19 Allied States Cooperative Contract No. 22-7448 is in place provided that funding is available in the approved budget.

11. Consider and approve the ratification of a change order for Emergency Construction Contract for the Lafayette Channel Replacement project with CSA Constructors, related to the additional emergency repair work on the Lafayette Channel in an amount of $406,985.90 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 Section 252.022(a)(3) of the Texas Local Government Code, procurement necessary because of unforeseen damage to the public machinery, equipment or other property.

12. Consider and approve the 2023 Emergency Stormwater System Resolution authorizing the President/CEO or designee to contract and purchase without further action of the Public Service Board, pursuant to allowable exemptions to the bidding 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 and protect the public health and safety of the residents of El Paso, and Texas Local Government Code Section 252.022(a)(3) procurements necessary because of unforeseen damage to the public property, machinery, equipment, or other property, if severe storms during the 2023 monsoon season cause damage to the Stormwater System.

13. Consider and approve a Guaranteed Maximum Price Amendment to the Construction Manager At-Risk (CMAR) Construction Contract with MGC Contractors, Inc., for the Roberto R. Bustamante Wastewater Treatment Plant Headworks Improvements project and accept the Guaranteed Maximum Price for Work Package 3 (GMP3) in the amount of $46,945,369.

14. Presentation and discussion on the Historically Underutilized Business (HUB) report for the fiscal year 2022-2023 and approve the following HUB participation goals for construction projects and operations and maintenance for fiscal year 2023-2024: 25% from small, locally owned business enterprises, 10% from minority-owned business enterprises, 7% from women-owned business enterprises, and 70% participation from HUB Businesses for goods and services from operations and maintenance expenses.

15. Management Report:
    - Construction Contracts Update
    - Water and Sewer Refunding and Improvement Bonds Series 2023
    - Drainage Utility Refunding Bonds Series 2023
    - Video from Communications

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 potential sale of real property located in NE El Paso and legally described as portion of Section 9, 10, 15, 17 and 18, Block 81, Township 1, Texas & Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, approximately 1506 acres. (551.071) (551.072).

b. The sale of real property located in NE El Paso and legally described as portions of Sections 21, 28, and 29, Block 80, Township 1, Texas & Pacific Railroad Company Surveys, City of El Paso, El Paso County, Texas, approximately 37.9194 acres. (551.071) (551.072).

c. The sale of real property located in the Upper Valley and legally described as Tracts 16 and 17, Block 14, Upper Valley Survey Supplement Map, El Paso County, Texas, approximately 68.94 acres. (551.071) (551.072).

d. Double H Contracting Inc. and Hector Hinojos, Sr. vs. El Paso Public Service Board (El Paso Water Utilities) As Agent for the City of El Paso; The City of El Paso and ZTEX Construction Inc.; and Tao Industries, Inc. D/B/A/ Hawk Construction, Cause No. 2023DCV1654. (551.071)

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