NOTICE: The regular meeting of the Public Service Board will be held at **8:00 a.m. M.T.**, Wednesday, April 13, 2022 at the Public Service Board Meeting Room, 1154 Hawkins Boulevard, El Paso, Texas.

CITY OF EL PASO
PUBLIC SERVICE BOARD

April 13, 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 March 9, 2022.

2. Approve and adopt Resolutions authorizing the President/CEO's submission of multiple grant applications to the Texas Department of Emergency Management in response to the FEMA Hazard Mitigation Grant Program (Funding Opportunity FEMA-DR-4485) and submit 4 project proposals; authorize El Paso Water's funding commitment to allocate matching funds identified for each project in each Resolution; and further authorize the President/CEO to provide and sign any documents in connection with the grant applications, grant agreements and acceptance of the funds for these projects.

3. Consider and approve an increase in capacity of the master contract MCORACLEAMER20-02 issued to Oracle America, Inc. for the purchase of products and services through Oracle America, Inc. Texas DIR Contract Number DIR-TSO-4158: USGMA-1889764, for an additional $750,000 to increase the master contract cumulative amount to $1,250,000.

4. Consider and award Bid Number 14-22, Odor Control Media, to the sole responsive, responsible bidder, Norit Americas Inc. in the estimated annual amount of $108,680, for a one-year term with the option for two, one-year extensions, provided that funding is available in the approved budget.

5. Consider and approve the sole source purchase in accordance with Section 252.022(a)(7)(A) of the Texas Local Government Code with Suez WTS Services, USA, Inc. for Hartwell Lime Clarifier Equipment in the estimated amount of $185,980.96.

6. Consider and approve the sole source contract in accordance with Section 252.022(a)(7)(A) of the Texas Local Government Code with Hennessy Mechanical Sales, LLC for the Fairbanks Morse rotating assemblies for the RAS pumps, in the estimated amount of $90,564.

7. Consider and approve the sole source purchase in accordance with Section 252.022(a)(7)(A) of the Texas Local Government Code with WAUSAU Financial Systems, Inc., for two OPEX Falcon+ RED with scanners along with the control equipment and software including professional services for installation and configuration in the estimated amount of $371,116, and authorize the use of commercial paper.

8. Consider and approve a professional engineering services contract for Mesa Street, Camille to Crestmont, 24-Inch Water Transmission Line - Part 2 project to Huitt-Zollars, Inc., for additional construction phase services in the amount of $266,896; and authorize future task orders or amendments to be issued under this contract for additional design and construction phase services in an estimated amount of $250,000 provided that funding is available in the approved budget for the task orders or amendments and authorize the use of commercial paper.

CONSENT AGENDA (continued)

9. Consider and approve a professional engineering services contract for the Westwind/IH-10/Resler 24-Inch Water Main Extension – Part 2 project, with Parkhill, Smith & Cooper, Inc., for the additional design and construction phase services in the amount of $139,754; and authorize future task orders or amendments to be issued under this contract for additional design and construction phase services in an estimated amount of $500,000 provided that funding is available in the approved budget for the task orders or amendments.

10. Consider and approve a professional engineering services contract for the Fred Hervey Water Reclamation Plant Clarifier Rehabilitation – Part 2 project with Parkhill, Smith & Cooper, Inc., for design and construction phase services in the amount of $278,634; authorize future task orders or amendments to be issued under this contract for additional design and construction phase services in the estimated amount of $1,700,000 provided that funding is available in the approved budget for the task orders or amendments.

11. Consider and approve a professional engineering services contract for the Canal WTP 54-Inch Discharge Line and Pump Station - Part 2 project to CDM Smith Inc. for the additional design phase services in the amount of $476,087; authorize future task orders or amendments to be issued under this contract for additional design and construction phase services in an estimated amount of $1,500,000 provided that funding is available in the approved budget for the task orders or amendments.

12. Consider and approve Amendment Number 1 to the professional engineering services contract awarded to Molzen-Corbin & Associates, Inc. for additional construction phase services for the Mountain Park Number 1 to Mountain Park Number 2 Water Line Extension project in the amount of $276,764.64; authorize future task orders or amendments to be issued under this contract for additional design and construction phase services in the estimated amount of $250,000, provided that funding is available in the approved budget for the task orders or amendments, and authorize the use of commercial paper.

13. Consider and approve Amendment Number 1 to the professional engineering services contract awarded to CONSOR Engineers, LLC for additional design and construction phase services for the Sunset Reservoir Rehabilitation project in the amount of $228,119.94; 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 and authorize the use of commercial paper.

14. Consider and approve Amendment Number 1 to the professional engineering services contract for the Roberto R. Bustamante Wastewater Treatment Plant Headworks Improvements – Part 2 project with Carollo Engineers, Inc. for the construction administration services in the amount of $1,970,193; authorize future task orders or amendments to be issued under this contract for additional design and construction administration services in the estimated amount of $6,000,000 provided that funding is available in the approved budget for the additional task orders or amendments.

15. Consider and approve Amendment Number 1 to professional engineering services contract for the Roberto R. Bustamante Wastewater Treatment Plant Headworks Improvements – Construction Manager-At-Risk Project with Jacobs Engineering Group Inc. for the construction management services in the amount of $3,450,593; authorize future task orders or amendments to be issued under this contract for additional design and construction administration services in the estimated amount of $2,000,000 provided that funding is available in the approved budget for the additional task orders or amendments.

16. Consider and approve Amendment Number 4 to the professional engineering services contract with CDM Smith Inc. for the Water Transmission Main Replacement at Gas Line Crossings, Lee Trevino Drive and N. Yarborough Drive Project for construction phase services in the amount of $979,438; authorize future task orders or amendments to be issued under this contract for additional design and construction phase services in an estimated amount of $250,000 provided that funding is available in the approved budget for the task orders or amendments and authorize the use of commercial paper.

REGULAR AGENDA

17. Approve and adopt a Resolution amending the language of Rules and Regulations No. 2 to reflect current EPWater processes and changes to Section VI. Penalties and Enforcement.

18. Approve and adopt a resolution requesting that the El Paso City Council authorize the issuance of up to $25,330,000 of City of El Paso, Texas, Municipal Drainage Utility System Revenue Refunding Bonds, Series 2022A to pay off $25,000,000 in Direct Funded Revolving Loan notes and fund interest and related transaction costs, provided that certain parameters approved by the City's bond ordinance are met.

19. Consider and award On-Call Professional Real Estate Brokerage Services Agreements for the sale of real property in Texas and New Mexico to CBRE, REP Commercial Real Estate, and RJL Real Estate Consultants, for a period of one year with the option of three one-year renewals, for an annual amount not to exceed $100,000 per year for each firm.

20. Consider and approve a professional services contract, in accordance with Section 252.022(a)(4) of the Texas Local Government Code with CONSOR Engineers, LLC to provide construction outreach services, for an annual estimated amount of $150,000, for a two-year term, with the option to renew for two, one-year terms, provided that funding is available in the budget and authorize the use of commercial paper.

21. Consider and approve a sole source purchase of Triplex Liners for Sanitary Sewer Manholes in accordance with Section 252.022(a)(7) of the Texas Local Government Code with Infrastructure Rehabilitation USA, Inc., in the estimated amount of $1,200,000 for the first year, and authorize two one-year renewals for the estimated annual amount of $2,000,000, contingent upon vendor providing annual documentation attesting to their sole source status.

22. Consider and award Bid Number 34-22, Liquid Oxygen - Rebid, to the sole responsive, responsible bidder, Matheson Tri-Gas, Inc. in the estimated annual amount of $597,100 for a term of one year, with the option for two, one-year extensions provided that funding is available in the approved budget.

23. Consider and award Bid Number 20-22, Sodium Hypochlorite 10% and 12.5% to DPC Industries Inc dba Dixie Petro-Chem, Inc. to the sole responsive, responsible bidder, in the estimated annual amount of $936,990 for a term of one-year with the option for two one-year extensions, provided that funding is available in the approved budget.

24. Consider and award Bid Number 24-22, Water Transmission Main Replacement at Gas Line Crossings Lee Trevino Drive and N. Yarbrough Drive to the lowest responsive, responsible bidder, Bain Construction, Inc., in the amount of $10,177,680 and authorize the use of commercial paper.

25. Consider and approve Change Order Number 4 – Bid Number 33-21, Rehabilitation of Redd Road Reservoir to Spiess Construction Company Inc., increasing the contract price by $146,078.08 to account for the procurement of 30-inch valves needed for the project and increase the contract time by 14 days.

26. 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 to accept the Guaranteed Maximum Price for Work Package 2 (GMP2) in the amount of $108,692,574.

REGULAR AGENDA (continued)

27. Consider and approve a First Amendment to the professional engineering and remediation services contract with ESSCO Environmental, Inc. for additional services for the Emergency Remediation of Will Ruth Ponding Area project, in the estimated amount of $864,466 pursuant to Chapter 2254 of the Texas Government Code, Section 252.022(a)(2) of the Texas Local Government Code, procurement necessary to preserve and protect the public health and 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 public machinery, equipment or other property.

28. Consider and authorize the President/CEO to enter into an Agreement with the United States Army Corps of Engineers for the Clardy Fox Pump Station Improvements project, with an estimated EPWater contribution amount of $1,275,000; authorize the President/CEO to execute future amendments to the Agreement in an estimated amount of $500,000, provided that funding is available in the approved budget.

29. Consider and authorize the President/CEO to enter into an Agreement with the United States Army Corps of Engineers for the Northgate Diversion Channel Improvements, with an estimated EPWater contribution amount of $1,350,000; authorize the President/CEO to execute future amendments to the Agreement in an estimated amount of $500,000 provided that funding is available in the approved budget.

30. Consider and accept the EPWater's Preliminary Fourth Quarter Financial and Performance Measures Report for period ending February 28, 2022.

31. Consider and accept EPWater's Fourth Quarter and Fiscal Year-Ending Investment Report for the period ending February 28, 2022, and approve the PSB Rules and Regulations Number 10, establishing the Investment Policy.

32. Presentation on HomeServe Company service line warranty program.

33. Management Report:
    - Construction Contracts Update

34. 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: 75 feet on Canal Street and 170 feet beginning 424.4 feet southeast of the southwest corner of Block Z, SANTA FE ADDITION, an addition to the City of El Paso, El Paso County, Texas. (Approx. 0.2927 acres, or 12,750.012 sq. ft.) (551.071, 551.072).

b. The Board will deliberate regarding whether Well 506A, located on El Paso International Airport property, can be declared inexpedient to the water, wastewater and stormwater system and thereafter be sold and transferred to the City of El Paso. (551.071, 551.072).

c. Consultation with legal counsel regarding Utility bonds. (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