NOTICE: The regular meeting of the Public Service Board will be held at **8:00 a.m. M.T.**, Wednesday, July 14, 2021 at the Public Service Board Meeting Room, 1154 Hawkins Boulevard, El Paso, Texas.

CITY OF EL PASO
PUBLIC SERVICE BOARD

July 14, 2021

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 June 9, 2021.

REGULAR AGENDA

2. Presentation of EPWater Plant Awards.

3. Presentation by District 3 City Council Representative Cassandra Hernandez regarding constituent concerns on the Sam Snead project.

4. Consider and adopt a Resolution accepting the report regarding stormwater runoff, surface water overflows and surface water stagnation during the 2021 monsoon season and 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 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 public machinery, equipment, or other property.

5. Consider and award Bid Number 47-21, Caustic Soda to the lowest responsive, responsible bidder, Univar Solutions USA Inc., in the estimated annual amount of $128,650 for a one-year term with the option for two, one-year extensions.

6. Consider and award Bid Number SW27-21, EPW Maintenance for Drainage Channels and Ponds to the lowest responsive, responsible bidder G.R.A.C.E. Construction in the estimated annual amount of $446,019.60.

7. Consider and award Bid Number 29-21, Riverside International Industrial Center On-Call Construction Contract for Water, Wastewater, and Stormwater Systems, to the lowest responsive, responsible bidder, Lesna Construction, Inc., in the amount of $4,788,648.50 and authorize the use of commercial paper.

REGULAR AGENDA (continued)

8. Deem Los Fierro Construction, Inc. as non-responsive and consider and award Bid Number 15-21, Village of Vinton 16-Inch Transmission Water Line Phase II, to the lowest responsive, responsible bidder, Bain Enterprises, dba Bain Construction in the amount of $607,651.

9. Consider and award Competitive Sealed Proposal Number 37-21, Lift Station Rehabilitation Sunland Park Lift Station Number 113, to the highest-ranked offeror, Smithco Construction, Inc. in the amount of $4,482,500.

10. Consider and award Bid Number 20-21, Peyton Road 16-inch Water Line Extension, to the lowest responsive, responsible bidder, CMD Endeavors, Inc., in the amount of $547,930.

11. Consider and award Bid Number 18-21, Westway 20-Inch Potable Water Line Extension, to the lowest responsive, responsible bidder, Los Fierro Construction, Inc., in the amount of $506,341.95 and authorize the use of commercial paper.

12. Deem EATON Corporation as non-responsive and consider and award Request for Proposal Number 28-21, Electrical Equipment Maintenance and Support Services, to AB Powers, LLC, Longhorn Electrical Services, Inc., Magna IV USA, Inc., and SS Electric, Inc. dba Electric Supply Source, in the cumulative annual amount not to exceed $5,000,000 for a term of one year with the option of two, one-year extensions.

13. Consider and authorize the President/CEO to enter into a construction contract for Electrical Installation Services Agreement related to the Emergency Installation of Temporary Standby Aeration Blower at Fred Hervey Water Reclamation Plant with the most qualified firm, Longhorn Electrical Services, Inc., in an estimated amount of $200,000; pursuant to Section 252.022(a)(2) of the Texas Local Government Code, procurement necessary to preserve and 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 public machinery, equipment, or other property; and authorize the use of commercial paper.

14. Consider and approve Amendment Number 1 to the professional engineering services contracts awarded to Arcadis U.S., Inc., and ESSCO Environmental, Inc., for the On-Call Professional Engineering Services for Environmental Permitting, Analysis, and Assessments to increase capacity of each contract by an additional amount of $400,000 for the remaining contract time and authorize the use of commercial paper.

15. Consider and approve a professional engineering services contract for the Canutillo Vacuum Wastewater Collection System – Part 2 to H2O Terra, LLC for the additional design phase services in the amount of $160,029 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 and authorize the use of commercial paper.

REGULAR AGENDA (continued)

16. Consider and approve a professional engineering services contract for the Montana Vista Wastewater Collection System – Part 2 to Brock and Bustillos, Inc., for the additional design and bid phase services in the amount of $125,958.35; and authorize future task orders or amendments to be issued under this contract for design and construction phase services in an estimated amount of $800,000 provided that funding is available in the approved budget for the task orders or amendments.

17. Consider and approve a professional engineering services contract for the Vinton (Westway) 1.25 MG Storage Tank – Part 2 to Molzen-Corbin and Associates, Inc., for the construction phase services in the amount of $320,969.39 and authorize future task orders or amendments to be issued under this contract to provide additional design and construction phase services in the estimated amount of $100,000 provided that funding is available in the approved budget for the task orders or amendments.

18. Consider and approve a Second Amendment to a consulting services agreement with SONRI, Inc. for professional services, which are exempted from the bidding requirements pursuant to Section 252.022(a)(4) of the Texas Local Government code, for military affairs and intergovernmental advisory services to assist with resilience water partnership development with Fort Bliss, to amend the term of the Agreement to add one additional year, for a total of three years from the effective date, for an additional estimated amount of $62,076.90 for fees and expenses based on rates of the agreement and include an additional two one-year options to extend the term of the agreement with annual fees and expenses also estimated at $62,076.90.

19. Approve a Resolution authorizing the President and CEO to sign the Second Amendment to the Revolving Credit Agreement and the Second Amendment to the Fee Letter with Bank of America N.A. for an additional five years, with the option to increase the Facility amount up to $80 million subject to any additional governmental approvals and approval from BANA. Further, that the President/CEO and designees are authorized to forward the Second Amendment to the Revolving Credit Agreement and Second Amendment to the Fee Letter with Bank of America N.A. and any necessary documents to the City Council of the City of El Paso for approval of the extension of the Revolving Credit Agreement and increase the Commitment to allow for the issuance of up to $80 million of Notes.

20. Consider and adopt a Drought Resolution accepting the report of the President/CEO regarding the expected limited Rio Grande water deliveries for 2022 and authorizing the President/CEO or designee to contract and purchase without further action of the Public Service Board, pursuant to any and all applicable exemptions to the bid statute under Texas Local Government Code Section 252.022(a), including Texas Local Government Code Section 252.022(a)(2), an exemption to the competitive bidding requirements, for procurements necessary to preserve and protect the health and safety of the customers of EPWater.

21. Consider and approve a Resolution authorizing the President and CEO to submit a Flood Infrastructure Funding application to the Texas Water Development Board (TWDB) for an estimated amount of $14.6 million with up to a 35% grant portion in the estimated amount of $5.11 million and a 65% match through a zero percent interest loan from TWDB in the estimated amount of $9.49 million for the funding the construction of the Will Ruth Pond and Conveyance Improvements Project in El Paso, Texas, and to sign and provide any documents necessary to accept grant and bond funding in connection with the Project.

REGULAR AGENDA (continued)

22. Consider and adopt a Resolution awarding Bid Number 40-21, Sale of Real Estate, of approximately 3.15 acres, and legally described as a portion of Tracts 23-G-1 & 23-G-2, Block 54, Ysleta Grant, City of El Paso and El Paso County, Texas, to the next highest responsive, responsible bidder VJ Capital Properties, LTD., in the amount of $296,382 and authorize the President and CEO to forward the recommendation to the City Council to sell the land, and to sign any and all documents necessary to complete the sale.

23. Consider and adopt proposed changes to Rules and Regulations No. 2 Governing the Furnishing of Stormwater Service within the Corporate Limits of the City of El Paso.

24. Consider and accept the El Paso Water Utilities/Public Service Board Annual Comprehensive Financial Report for Fiscal Year ending February 28, 2021.

25. Consider and accept the 1st Quarter Investment Report FY 21-22 for the period ending May 31, 2021.

26. Consider and accept the El Paso Water's First Quarter Financial and Performance Measures Report for period ending May 31, 2021.

27. Management Report:
    - 'We are El Paso Water' video
    - Update on customer assistance programs
    - Strategy on land items

28. 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 may retire into Executive Session pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following: (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

Discussion and action on the following:

a. The potential use of a portion of El Paso Water's land in relation to certain economic development matters the City is pursuing with a manufacturing company. (551.071) (551.072) (551.087)

b. The potential land purchase legally described as a portion of Lot 5, Block 1, Farah Subdivision, El Paso County, Texas, approximately 2.204 acres. (551.071) (551.072)

c. An update on the pending sale of approximately 330.26 acres, being portions of Laura E. Mundy Survey No. 234, City of El Paso and El Paso County, Texas. (551.071) (551.072)

d. An update on the pending sale of approximately 200.61 acres, being a portion of Tract 1A, Laura E. Mundy Survey No. 234, City of El Paso and El Paso County, Texas. (551.071) (551.072)

e. The potential disposition 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)

f. Declaring approximately 1.44 acres of property inexpedient to the water system, being a portion of Tract 1C, Section 40, Block 80, Township 2, T&P TT Survey, 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