

AGENDA

MEETING OF THE SAN ANTONIO WATER SYSTEM BOARD OF TRUSTEES

June 4, 2013, 9:00 A.M.

6th Floor Board Room #609

Administrative Offices

2800 U. S. 281 North, San Antonio, Texas

1. **MEETING CALLED TO ORDER.**

2. **Announcements.**

A. The San Antonio Water System Board of Trustees will, during the Meeting, close the Meeting and hold an Executive Session pursuant to and in accordance with Chapter 551 of the Texas Open Meetings Act. The Board of Trustees may, at any time during the Meeting, close the Meeting and hold an Executive Session for consultation with its attorneys concerning any of the matters to be considered during the Meeting pursuant to Chapter 551 of the Texas Open Meetings Act.

3. **Minutes.**

A. Approval of the Minutes of the San Antonio Water System Board of Trustees Regular Meeting of May 14, 2013.

B. Approval of the Minutes of the San Antonio Water System Board of Trustees Policy and Planning Meeting of May 20, 2013.

4. **Ceremonial Items.**

No Items for this Meeting.

5. **Individuals to be Heard.**

CONSENT AGENDA ITEMS

Items 6 – 37

ITEMS CONCERNING THE PURCHASE OF EQUIPMENT, MATERIALS AND SUPPLIES

SAN ANTONIO WATER SYSTEM HANDICAPPED ACCESSIBILITY STATEMENT

The San Antonio Water System Buildings and Meeting Rooms are accessible to individuals with disabilities. Accessible visitor parking spaces as well as the accessible entrance and ramp are located at the west side main entrance of the SAWS Headquarters Building, Tower I, 2800 U.S. Highway 281 North. Individuals with disabilities in need of auxiliary aids and services, including Deaf interpreters, must request such aids and services forty-eight (48) hours prior to the meeting. For assistance, contact the Board Administrator at 210-233-3690 or 711 (Texas Relay Service for the Deaf).

6. A Resolution accepting recommendations regarding the contracting for certain services, equipment, materials, and supplies, and authorizing the acceptance of bids as follows: (DOUG EVANSON – YVONNE TORRES)

A. Award of Contracts for the Purchase of Materials, Equipment and Services.

- 1. Acceptance of the bid of Atlantix Global Systems to provide: Certified Refurbished Cisco Catalyst 4500 E-Series & Components for purpose of replacing obsolete network equipment, Bid No. 13-1436, for a total of \$88,860.00.**
- 2. Acceptance of the bid of Netsync Network to provide: Various Cisco Blade Servers and Related Components to support and enhance SAWS data center and current environment, Bid No. 13-1440, for a total of \$84,430.68.**
- 3. Acceptance of the bid of Grande Truck Center to provide: One 66,000 GVWR Cab and Chassis with installed 10 cubic yard, combination jet/vacuum sewer cleaning machine, Bid No. 13-1468, for a total of \$358,652.00.**
- 4. Acceptance of the bid of San Antonio Southwest Trailers to provide: Eleven trailers, utility heavy duty bumper pull with stake pockets 18' + 2' dovetail x 83" width, 15,000 GVWR, Bid No. 13-1462, for a total of \$55,242.00.**
- 5. Acceptance of the bid of San Antonio Southwest Trailers to provide: Two heavy-duty, bumper pull, tilt deck trailers, Bid No. 13-1462, for a total of \$12,470.00.**
- 6. Acceptance of the bid of San Antonio Southwest Trailers to provide: One trailer for tractor loader backhoe, Bid No. 13-1462, for a total of \$16,779.00.**
- 7. Acceptance of the bid of San Antonio Southwest Trailers to provide: One utility trailer, Bid No. 13-1462, for a total of \$5,210.00.**
- 8. Acceptance of the bid of Grande Truck Center to provide: One 19,000 GVWR 84" CA cab chassis with installed reinforced utility bed and 3,000 pound corner mounted crane, Bid No. 13-1461, for a total of \$68,163.00.**
- 9. Acceptance of the bid of Grande Truck Center to provide: Three 19,000 GVWR 84" CA cab chassis with installed reinforced utility bed and 3,000 pound corner mounted and 1,600 pound powered liftgate, Bid No. 13-1461, for a total of \$316,059.00.**
- 10. Acceptance of the bid of Grande Truck Center to provide: One 14,000 GVWR extended, club, super-cab truck with mounted utility body and 1,300 pound powered liftgate, Bid No. 13-1461, for a total of \$58,543.00.**
- 11. Acceptance of the bid of Grande Truck Center to provide: One 19,000 GVWR 84" CA extended club, super-cab, cab chassis with installed reinforced utility bed and a 6,000 pound corner mounted crane, Bid No. 13-1461, for a total of \$77,909.00.**

12. **Acceptance of the bid of Grande Truck Center to provide: One 9,900 GVWR single rear wheel, two-wheel drive, regular cab truck with installed service, Bid No. 13-1461, for a total of \$35,611.00.**

(SAWS-DSP) 13. **Acceptance of the bid of Holt Cat to provide: Thirty-three trailers for tractor loader backhoes, Bid No. 13-1445, for a total of \$570,438.00.**

B. Award of Annual Service and Supply Contracts. Estimated annual purchases are based on unit prices bid. Actual totals may vary from estimate.

1. **Acceptance of the bid of SHI-GS to provide: Symantec Enterprise Vault Maintenance & Support for backup environment and vault, Bid No. 12-1298, for a total of \$63,381.30.**

(SAWS-DSP) 2. **Acceptance of the bid of Centerline Supply, Inc. to provide: Traffic Cones, Bid No. 11-0629, for a total of \$48,450.00.**

(SAWS-DSP) 3. **Acceptance of the bid of Act Pipe & Supply to provide: Reduced-Wall Resilient-Seated Gate and Tapping Valves, Bid No. 13-0013, for a total of \$564,481.88.**

(SAWS-DSP) 4. **Acceptance of the bid of Safety Supply, Inc. to provide: Personal Protective Glovegear, Bid No. 13-0714, for a total of \$134,934.70.**

(SAWS-DSP) 5. **Acceptance of the bid of Loftin Equipment Co. to provide: "Best Value" bid for Generator Maintenance Service, Repair and Parts, Bid No. 13-0625, for a total of \$532,937.00.**

C. Authorization to Utilize the City of San Antonio's Competitive Bidding Process for Annual Contracts. Estimated annual purchases are based on unit prices bid. Actual totals may vary from estimate.

No items for this Meeting.

D. Authorization to Utilize the City of San Antonio's Competitive Bidding Process for Biennial Contracts. Estimated annual purchases are based on unit prices bid. Actual totals may vary from estimate.

No items for this Meeting.

E. Award of Biennial Service and Supply Contracts. Estimated annual purchases are based on unit prices bid. Actual totals may vary from estimate.

1. **Acceptance of the bid of New Tech Solutions, Inc. to provide: VMWare Licenses Support and Subscription, Bid No. 13-1457, for a total of \$155,487.47.**

7. **A Resolution approving an Interlocal Participation Agreement for Cooperative Purchasing between the San Antonio Water System and the Local Government Purchasing Cooperative; authorizing the President/ Chief Executive Officer or his duly appointed designee to execute the Interlocal Participation Agreement. (DOUG EVANSON – YVONNE TORRES)**

8. **A Resolution approving an Interlocal Agreement for Cooperative Purchasing between the San Antonio Water System and the City of San Marcos; authorizing the President/Chief Executive Officer or his duly appointed designee to execute the Interlocal Agreement. (DOUG EVANSON – YVONNE TORRES)**

CAPITAL IMPROVEMENT CONTRACTS

PROJECTS INVOLVING IMPROVEMENTS, EXTENSIONS AND ADDITIONAL CAPACITY

Developer Customer Contracts

9. A Resolution approving Utility Service Agreements to provide water and/or wastewater service to the tracts listed below which are located over the Edwards Aquifer Recharge or Contributing Zone and are within the 5-mile Awareness Zone of Camp Bullis. (KELLEY NEUMANN – SAM MILLS)

No.	Tract Name	Developer	Acreage	Water EDUs	WW EDUs	DISTRICT SPECIAL PROJECT (BMWD)	Board Reason	Water CCN	WW CCN
1	Marshall Road Apartments/Tacara Phase III	Crosswinds Partnership I Ltd.	19.98	174	162	YES	EA/B	Inside	Outside
2	Tips Jewels 59-Acre Tract	Hines Interest Limited Partnership Ltd.	58.90	255	245	YES	EA/B	Inside	Outside
Totals			<u>78.88</u>	<u>429</u>	<u>407</u>				
Totals (January- June 2013)			<u>358.22</u>	<u>1485</u>	<u>1157</u>				

10. A Resolution approving Utility Service Agreements to provide water and/or wastewater service to the tracts listed below which are located over the Edwards Aquifer Recharge or Contributing Zone and are not within the 5-mile Awareness Zone of Camp Bullis. (KELLEY NEUMANN – SAM MILLS)

No.	Tract Name	Developer	Acreage	Water EDUs	WW EDUs	DISTRICT SPECIAL PROJECT (BMWD)	Board Reason	Water CCN	WW CCN
1	City of Helotes State Hwy 16 Waterline/Sewer Project	City of Helotes	104.9	437	437	NO	AC/EA	Inside	Outside
2	Evans Road High School Tract	Judson Independent School District	156	135	0	NO	AC/EA/OVR	Inside	Outside
Totals			<u>260.90</u>	<u>572</u>	<u>437</u>				
Totals (January-June 2013)			<u>1884.90</u>	<u>4602</u>	<u>4167</u>				

11. A Resolution approving Utility Service Agreements to provide water and/or wastewater service to the tracts listed below which are not located over the Edwards Aquifer Recharge or Contributing Zone and are not within the 5-mile Awareness Zone of Camp Bullis. (KELLEY NEUMANN – SAM MILLS)

No.	Tract Name	Developer	Acreage	Water EDUs	WW EDUs	DISTRICT SPECIAL PROJECT (BMWD)	Board Reason	Water CCN	WW CCN
1	119 Acre Talley Road Tract	Vantage Bank Texas	119.52	476	476	NO	AC	Inside	Outside
2	Eagle Village Subdivision	Encinas Group of Texas	62.383	304	304	NO	AC/OVR	Inside	Outside
3	Johnson 328 Tract	Johnson SA, 328 Investors, LP	328	1400	0	YES	AC	Inside	Outside
4	Luckey Ranch	Luckey Ranch Global Ranch Associates	822	3250	0	YES	AC	Inside	Outside
5	Monterrey Village-163.5 Acre Tract	Carlton Holdings LP	163.5	2080	1910	NO	AC	Inside	Inside
6	Nexolon America Tract	Nexolon America, LLC	85.65	255	6933	NO	AC	Outside	Inside
7	U-Bar Ranch	U-Bar Ranch Inc.	1786	4000	0	YES	AC	Inside	Outside
Totals			<u>3367.10</u>	<u>11765</u>	<u>9623</u>				
Totals (January- June 2013)			<u>8732.82</u>	<u>39035</u>	<u>28421</u>				

**EDU/Acreage Comparison Totals
2013 – 2012**

EDU/Acreage Comparison Totals 2013 - 2012 (Year to Date - All Categories)	Total Acreage	Total Water EDU's	Total WW EDU's
TOTAL (June 2013)	3,706.84	12,766	10,467
TOTAL (June 2012)	82.24	765	667

Production, Transmission and Treatment Improvements

12. **A Resolution approving Change Order No. 1 in the amount of \$40,756.10 in connection with the Cross Mountain Trail 24" Water Transmission Main Project; approving total payment in the amount of \$40,756.10 to Pesado Construction Company, Inc., for the additional project work; authorizing the additional expenditure of funds in the amount of \$40,756.10 for Change Order No. 1 from the project construction contingency fund; authorizing the President/Chief Executive Officer or his duly appointed designee to execute Change Order No. 1 and to pay Pesado Construction Company, Inc., the additional sum of \$40,756.10 from the project construction contingency fund for the additional project work associated with Change Order No. 1. Total amount: \$40,756.10. (KELLEY NEUMANN – ASHOK KAJI)**

13. **A Resolution approving Change Order No. 11 in the amount of \$194,000.00 in connection with the Southwest Bexar Sewer Pipeline – Segment 1 Project; approving the expenditure of additional funds in an amount not to exceed \$194,000.00 payable to Oscar Renda Contracting, Inc., for Change Order No. 11; amending Resolution No. 10-291 to approve and make available an amount not to exceed \$36,525.10 from the System**

Fund for additional construction contingency expenses; authorizing the President/Chief Executive Officer or his duly appointed designee to execute Change Order No. 11 and to pay Oscar Renda Contracting, Inc., an additional amount not to exceed \$194,000.00 for the additional project work associated with Change Order No. 11. Total amount: \$194,000.00. (KELLEY NEUMANN – FRANCES PLOCEK)

14. **A Resolution, concerning the District Special Project, ratifying the actions of the Senior Vice President of Strategic Resources in approving Change Order No. 1 in the amount of \$69,444.98 and Change Order No. 2 in the amount of \$193,865.70 payable to Pronto Sandblasting & Coating & Oilfield Services Co., Inc., in connection with the Stein to Salado Interconnect Project; amending Resolution No. 12-476 by approving an additional amount not to exceed \$164,310.68 to be made available from the District Special Project Fund for additional construction contingency expenses; authorizing the President/Chief Executive Officer or his duly appointed designee to execute Change Order Nos. 1 and 2 and to pay Pronto Sandblasting & Coating & Oilfield Services Co., Inc., an amount not to exceed \$263,310.68 for the additional project work. Total amount: \$263,310.68. (KELLEY NEUMANN – FRANCES PLOCEK)**
- (DSP)
15. **A Resolution accepting the bid of and awarding a construction contract to Pronto Sandblasting & Coating & Oilfield Services Co., Inc., in the amount of \$1,196,985.00 for the 2013 Open Cut Sewer Work Order Construction Contract 1 Project; approving the expenditure of funds in an amount not to exceed \$1,196,985.00 for the project work; approving construction contingency expenses in an amount not to exceed \$60,000.00; approving total expenditures and making available an amount not to exceed \$1,256,985.00 from the System's Project Fund for the sewer project work and for the construction contingency expenses; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a construction contract with Pronto Sandblasting & Coating & Oilfield Services Co., Inc., and to pay Pronto Sandblasting & Coating & Oilfield Services Co., Inc., an amount not to exceed \$1,256,985.00 for the project work and related construction contingencies. Total expenditures: \$1,256,985.00. (KELLEY NEUMANN – FRANCES PLOCEK)**

Professional Services

16. **A Resolution approving Contract Amendment No. 6 to provide for additional engineering services to the existing professional services agreement with Black & Veatch Corporation, in an amount not to exceed \$582,072.00 in connection with the Water Resources Integration Program, Project 2: Pump Station Project; amending Resolution No. 09-257 as previously amended by Resolution Nos. 10-278, 10-354 and 11-322 by approving additional expenditures in an amount not to exceed \$582,072.00 for a total authorization amount not to exceed \$3,673,342.00; approving the expenditure of funds in an amount not to exceed \$582,072.00 be made available and expended from the System's Project Fund for additional engineering services; authorizing the President/Chief Executive Officer or his duly appointed designee to execute an amendment to the existing professional services agreement with Black & Veatch Corporation, and to pay Black & Veatch Corporation an additional amount not to exceed \$582,072.00 for additional engineering services. Total amount: \$582,072.00. (KELLEY NEUMANN – FRANCES PLOCEK)**
17. **A Resolution approving Contract Amendment No. 3 to provide for additional engineering services to the existing professional services agreement with Freese and Nichols, Inc., in an amount not to exceed \$194,023.00 in connection with the Water Resources Integration Program, Project 1: Pipeline, Segment III Project; amending**

Resolution No. 09-256 as previously amended by Resolution Nos. 10-353 and 12-251 by approving additional expenditures in an amount not to exceed \$194,023.00 for a total authorization amount not to exceed \$3,370,546.00; approving the expenditure of funds in an amount not to exceed \$194,023.00 from the System's Project Fund for additional engineering services; authorizing the President/Chief Executive Officer or his duly appointed designee to execute an amendment to the existing professional services agreement with Freese and Nichols, Inc., and to pay Freese and Nichols, Inc. an additional amount not to exceed \$194,023.00 for additional engineering services. Total amount: \$194,023.00. (KELLEY NEUMANN – FRANCES PLOCEK)

REPLACEMENT AND ADJUSTMENT PROJECTS

Governmental Relocations and Replacements

18. A Resolution amending Resolution No. 12-494 by approving the expenditure of additional funds in an amount not to exceed \$150,141.00 payable to Pronto Sandblasting & Coating & Oil Field Services, Inc., for additional construction contingency expenses in connection with the 2012 Water and Sewer Construction Contract, Package VI; approving an additional amount not to exceed \$150,141.00 be made available and expended from the System's Project Fund for the additional construction contingency expenses; ratifying the actions of the Senior Vice President of Strategic Resources in approving Change Order No. 3 in the amount of \$150,141.00; authorizing the President/Chief Executive Officer or his duly appointed designee to pay Pronto Sandblasting & Coating & Oil Field Services, Inc., an additional amount not to exceed \$150,141.00 for additional construction contingency expenses. Total expenditures: \$150,141.00. (KELLEY NEUMANN – JOE CARRENO)
19. A Resolution ratifying the actions of the Senior Vice President of Strategic Resources in approving Change Order No. 4 in the amount of \$48,638.15 for the additional project work in connection with the Bulverde Road: Loop 1604 to Evans Road Project. Total expenditures: \$48,638.15. (KELLEY NEUMANN – JOE CARRENO)
20. A Resolution approving the expenditure of funds in the amount of \$219,183.07 for the replacement of water facilities by the City of San Antonio in connection with the Tezel Road Intersection Improvements at Guilbeau Project; approving an amount not to exceed \$32,877.46 for construction contingency expenses related to the project work; approving a total amount not to exceed \$252,060.53 be made available and expended from the System's Project Fund for the project work and related construction contingency expenses; authorizing the President/Chief Executive Officer or his duly appointed designee to pay to the City of San Antonio a total amount not to exceed \$252,060.53 for the project work and related construction contingency expenses. Total expenditures: \$252,060.53. (KELLEY NEUMANN – JOE CARRENO)
21. A Resolution approving the expenditure of funds in the amount of \$198,863.40 for the replacement and adjustment of water and sewer facilities by the City of San Antonio in connection with the Roosevelt Drainage at March Avenue Project; approving an amount not to exceed \$29,829.51 for construction contingency expenses related to the project work; approving a total amount not to exceed \$228,692.91 be made available and expended from the System's Project Fund for the project work and related construction contingency expenses; authorizing the President/Chief Executive Officer or his duly appointed designee to pay to the City of San Antonio a total amount not to exceed \$228,692.91 for the project work and related construction contingency expenses. Total expenditures: \$228,692.91. (KELLEY NEUMANN – JOE CARRENO)

22. A Resolution approving the expenditure of funds in the amount of \$179,634.80 for the replacement of water and sewer facilities by the Texas Department of Transportation in connection with the Spur 536 (Roosevelt Ave.): Bonner Ave. to Bustillos Dr. Project; approving an amount not to exceed \$26,945.22 for construction contingency expenses related to the project work; approving a total amount not to exceed \$206,580.02 be made available and expended from the System's Project Fund for the project work and related construction contingencies; authorizing the President/Chief Executive Officer or his duly appointed designee to execute an advance funding agreement and to pay in advance to the Texas Department of Transportation a total amount not to exceed \$179,634.80 for the project work. Total expenditures: \$179,634.80.
(KELLEY NEUMANN – JOE CARRENO)
23. A Resolution authorizing the President/Chief Executive Officer or his duly appointed designee to execute an advance funding agreement with the Texas Department of Transportation in the amount of \$21,957.56 in connection with the Spur 536 (Roosevelt Ave.): Bonner Ave. to Bustillos Dr. Project. Total expenditures: \$21,957.56.
(KELLEY NEUMANN – JOE CARRENO)

Professional Services

24. A Resolution accepting the proposal of and awarding a professional services contract to San Antonio Design Group Inc., in an amount not to exceed \$88,970.00 for the design of water and sewer facility replacements and adjustments in connection with the Knoll Creek (SC-4): Classen Road to Jung Road Project; approving an amount not to exceed \$88,970.00 be made available and expended from the System's Project Fund for the project engineering work; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a professional services contract with San Antonio Design Group Inc., and to pay San Antonio Design Group Inc., an amount not to exceed \$88,970.00 for the project engineering work. Total expenditures: \$88,970.00.
(KELLEY NEUMANN – JOE CARRENO)
25. A Resolution, concerning the District Special Project, accepting the proposal of and awarding a professional services contract to Halff Associates, Inc., in an amount not to exceed \$99,978.00 for the design of water facility replacements in connection with the Glen Mont Drive: Old Walzem Road to Crestway Road Project; approving an amount not to exceed \$99,978.00 be made available and expended from DSP Funds for the project engineering work; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a professional services contract with Halff Associates, Inc., and to pay Halff Associates, Inc., an amount not to exceed \$99,978.00 for the DSP project engineering work. Total expenditures: \$99,978.00.
(KELLEY NEUMANN – JOE CARRENO)

WATER RESOURCES PROJECTS

26. A Resolution ratifying the actions of the Vice President of Water Resources and Conservation in approving Change Order No. 8 in the amount of \$32,122.00 in connection with the Regional Carrizo Program, Schertz Parkway Pump Station Project; amending Resolution No. 12-270 by authorizing the additional expenditure of funds in the amount of \$32,122.00 for Change Order No. 8 from the project construction contingency fund; authorizing the President/Chief Executive Officer or his duly appointed designee to execute Change Order No. 8 and to pay Archer Western Contractors, LLC, an additional amount not to exceed \$32,122.00 from the

project construction contingency funds for the additional project work associated with Change Order No. 8. Total expenditures: \$32,122.00.
(CHARLES AHRENS – DARREN THOMPSON)

27. A Resolution approving the reimbursement to the City of San Antonio in an amount not to exceed \$40,000.00 for the reestablishment of a sidewalk within a City neighborhood park that exists within the permanent easement P11-123 of the Regional Carrizo Program: Water Delivery Pipeline Project; authorizing total expenditures of funds in an amount not to exceed \$40,000.00 from the System's Project Fund for the City of San Antonio neighborhood park sidewalk reimbursement work; authorizing the President/Chief Executive Officer or his duly appointed designee to pay the City of San Antonio an amount not to exceed \$40,000.00 for the park sidewalk reimbursement work. Total expenditures: \$40,000.00.
(CHARLES AHRENS – DARREN THOMPSON)

MISCELLANEOUS PROJECTS

28. A Resolution approving Final Recapitulation Change Order No. 7 in the decreased amount of \$104,692.40 to the construction contract with Insituform Technologies, Inc., in connection with the Annual 2007 Cured-In-Place Pipe Work Order Construction Contract Project; authorizing the return of funds in the amount of \$104,692.40 to the Project Fund; authorizing the President/Chief Executive Officer or his duly appointed designee to execute Final Recapitulation Change Order No. 7 and close the contract. Total decreased amount: \$104,692.40.
(KELLEY NEUMANN – FRANCES PLOCEK)
29. A Resolution approving Final Recapitulation Change Order No. 2 in the decreased amount of \$533,385.76 to the construction contract with Insituform Technologies, Inc., in connection with the Annual 2008 Cured-In-Place Pipe Work Order Construction Contract Project; authorizing the return of funds in the amount of \$533,385.76 to the Project Fund; authorizing the President/Chief Executive Officer or his duly appointed designee to execute Final Recapitulation Change Order No. 2 and close the contract. Total decreased amount: \$533,385.76.
(KELLEY NEUMANN – FRANCES PLOCEK)
30. A Resolution approving Final Recapitulation Change Order No. 1 in the decreased amount of \$148,142.25 to the construction contract with Insituform Technologies, Inc., in connection with the Annual 2009 Cured-In-Place Pipe Work Order Construction Contract Project; authorizing the return of funds in the amount of \$148,142.25 to the Project Fund; authorizing the President/Chief Executive Officer or his duly appointed designee to execute Final Recapitulation Change Order No. 1 and close the contract. Total decreased amount: \$148,142.25.
(KELLEY NEUMANN – FRANCES PLOCEK)

EASEMENTS AND REAL PROPERTY

31. A Resolution amending Resolution No. 09-258 to provide for additional funds to the existing contracts with Ardaga & Associates / Arthur D. Galvan, Spitzer & Associates, and Contract Land Staff, LLC., to provide real estate acquisition services in connection with various capital improvement projects, for an additional amount not to exceed \$45,000.00; authorizing total expenditures in an amount not to exceed \$45,000.00 from the Project Fund for the additional acquisition services; authorizing the President/Chief Executive Officer or his duly appointed designee to execute an amendment with

Acquisition Companies and to pay Acquisition Companies an amount not to exceed \$45,000.00 to provide for the additional acquisition services. Total expenditures: \$45,000.00. (MIKE BRINKMANN – BRUCE HABY)

32. A Resolution approving the acquisition of a permanent water line easement and two temporary construction easements affecting 0.68 acres located near the Davenport Lane and Vineyard Drive intersection, in the northwest quadrant of Bexar County, Texas, in connection with the Dominion Fire Flow Improvement Project; authorizing the expenditure of funds from the Project Fund in a total amount not to exceed \$73,869.00 for the acquisition of the easement; authorizing the President/Chief Executive Officer or his duly appointed designee to execute all documents necessary to effectuate the acquisition of the easement and to pay an amount not to exceed \$73,869.00 for the acquisition of the easement. Total expenditures: \$73,869.00.
(MIKE BRINKMANN – BRUCE HABY)
33. A Resolution approving the acquisition of a permanent water line easement affecting 3.456 acres located near the north side of Loop 1604, between Frank Hoffman and Senior Roads, in the southwest quadrant of Bexar County, Texas, in connection with the Water Resources Integration Program, Project 1: Pipeline, Segment II; authorizing the expenditure of funds from the Project Fund in a total amount not to exceed \$53,500.00 for the acquisition of the easement and related closing and title insurance costs; authorizing the President/Chief Executive Officer or his duly appointed designee to execute all documents necessary to effectuate the acquisition of the easement and to pay an amount not to exceed \$50,500.00 to David B. Willett via Capital Title of Texas as escrow agent and up to \$3,000.00 to Capital Title of Texas for related closing and title insurance costs. Total expenditures: \$53,500.00.
(MIKE BRINKMANN – BRUCE HABY)

WATER RESOURCES ITEMS

34. A Resolution approving an agreement with H-E-B Grocery Company for carwash reclaim system upgrades at nine San Antonio locations, in an amount not to exceed \$173,000.00; authorizing the expenditure of an amount not to exceed \$173,000.00 from the System Fund for carwash reclaim system upgrades at nine San Antonio locations; authorizing the President/Chief Executive Officer or his duly appointed designee to execute the agreement with H-E-B Grocery Company and to pay H-E-B Grocery Company an amount not to exceed \$173,000.00 for carwash reclaim system upgrades at nine San Antonio locations. Total expenditures: \$173,000.00.
(CHARLES AHRENS – KAREN GUZ)

MISCELLANEOUS ITEMS

35. A Resolution, concerning the District Special Project, approving the Third Amendment to Water Facilities Operations and Maintenance Agreement by and between San Antonio Water System and United Water Environmental Services Inc.; authorizing the President/Chief Executive Officer or his duly appointed designee to execute the Third Amendment with United Water Environmental Services Inc.; authorizing expenditures under the Third Amendment for fiscal year 2013 up to amounts budgeted in the 2013 budget. Total expenditures: \$475,000.00. (STEVE CLOUSE)
36. A Resolution authorizing the extension of the maintenance agreement until June 30, 2014 with five one-year extension options for a total amount not to exceed \$404,637.65 for the initial term with Infor, Inc. for payment of software maintenance for Finance,

Procurement, and Human Resource software utilized at the San Antonio Water System; authorizing the expenditure of an amount not to exceed \$404,637.65 from the System Fund for the initial term to Infor, Inc.; authorizing the President/Chief Executive Officer or his duly appointed designee to execute the extension of the maintenance renewal agreement until June 30, 2014 with Infor, Inc. and to pay Infor, Inc. an amount not to exceed \$404,637.65 for the initial term for software maintenance for Finance, Procurement, and Human Resource software utilized at the San Antonio Water System; authorizing the President/Chief Executive Officer or his duly appointed designee to extend the contract with Infor, Inc., for the additional five one-year extensions should the extensions be agreeable to the System and Infor, Inc., and that future expenditures be pursuant to and contingent on Board approval of future budgets with a line item for such expenditures. Total expenditures: \$404,637.65. (DOUG EVANSON – JOE SAMPLES)

37. A Resolution authorizing and ratifying the filing of a request for contested case hearing in connection with initial regular permit applications filed before the Edwards Aquifer Authority, including applications by Horton Ranches, Inc., Rusty Ulbrich, G.G. Ranch, Ltd., Eakin Ranch, Ltd., and Lloyd and Dancy Tschirhart; further authorizing the System's President/Chief Executive Officer to take all necessary legal action to protect the System's interests relating to the applications and all related contested case hearings, appeals, and administrative and judicial proceedings. (NANCY BELINSKY)

ITEMS FOR INDIVIDUAL CONSIDERATION

CAPITAL IMPROVEMENT CONTRACTS

PROJECTS INVOLVING IMPROVEMENTS, EXTENSIONS AND ADDITIONAL CAPACITY

Production, Transmission and Treatment Improvements

38. A Resolution approving a Consent Decree between the San Antonio Water System, the United States of America and the State of Texas; authorizing the President/Chief Executive officer to execute the Consent Decree; approving the performance of the obligations of the San Antonio Water System that are provided in the Consent Decree; and authorizing the President and Chief Executive Officer or his duly appointed designee to sign all certifications that the System is required by the Consent Decree to make to the United States or the State of Texas. (STEVE CLOUSE – DOUG EVANSON – KELLEY NEUMANN – NANCY BELINSKY)
39. A Resolution awarding a professional services contract to HDR Engineering, Inc., for program manager services for the Sanitary Sewer Overflow Reduction Program; approving the expenditure of System funds in an amount not to exceed \$6,446,019.00 from the System Fund for Phase I of the program which includes the first year of professional services under the contract; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a professional services contract and to pay HDR Engineering, Inc. an amount not to exceed \$6,446,019.00 for Phase I of the program which includes funding for the first year under the contract. Total expenditures: \$6,446,019.00. (STEVE CLOUSE – JEFF HABY)

40. A Resolution accepting the bid of and awarding a construction contract to PM Construction & Rehab, LLC, in the amount of \$3,896,825.00 for the 2013 Small Diameter Rehab Program - Project 2 Project; approving the expenditure of funds in an amount not to exceed \$3,896,825.00 for the project work; approving construction contingency expenses in an amount not to exceed \$200,000.00; to approve total expenditures and make available an amount not to exceed \$4,096,825.00 from the System's Project Fund for the sewer project work and for the construction contingency expenses; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a construction contract with PM Construction & Rehab, LLC, and to pay PM Construction & Rehab, LLC, an amount not to exceed \$4,096,825.00 for the project work and related construction contingencies. Total expenditures: \$4,096,825.00. (KELLEY NEUMANN – FRANCES PLOCEK)
41. A Resolution accepting the bid of and awarding a construction contract to PM Construction & Rehab, LLC, in the amount of \$5,143,565.00 for the 2013 Rehabilitation Work Order Construction Contract 3 Project; approving the expenditure of funds in an amount not to exceed \$5,143,565.00 for the project work; approving construction contingency expenses in an amount not to exceed \$250,000.00; to approve total expenditures and make available an amount not to exceed \$5,393,565.00 from the System's Project Fund for the sewer project work and for the construction contingency expenses; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a construction contract with PM Construction & Rehab, LLC, and to pay PM Construction & Rehab, LLC, an amount not to exceed \$5,393,565.00 for the project work and related construction contingencies. Total expenditures: \$5,393,565.00. (KELLEY NEUMANN – FRANCES PLOCEK)

MISCELLANEOUS ITEMS

42. A Resolution accepting the proposal and awarding a contract to New Earth, Inc. for biosolids composting and marketing services for a three-year period ending June 30, 2016 in a total amount not to exceed \$4,420,000.00; authorizing that an amount not to exceed \$715,000.00 for expenditures made in fiscal year 2013 be made available and expended from the System Fund; authorizing the expenditure of funds for subsequent fiscal years are pursuant to and contingent upon Board approval of budgets for the subsequent fiscal years with a line item for such expenditures; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a biosolids composting and marketing contract with New Earth, Inc. for a three-year period ending June 30, 2016 in total amount not to exceed \$4,420,000.00 and to pay New Earth, Inc., an amount not to exceed \$715,000.00 for expenditures made in fiscal year 2013. Total expenditures: \$4,420,000.00. (STEVE CLOUSE – PARVIS CHAVOL)
43. A Resolution accepting the proposal of and awarding a water meter installation services contract to Grid One Solutions, Inc. in an amount not to exceed \$3,462,156.10 for water meter installation services regarding the 2013 Meter Replacement Program; authorizing expenditures in an amount not to exceed \$3,297,291.53 for the project work; authorizing contingency expenses in an amount not to exceed \$164,864.57 for the project work; authorizing the total amount not to exceed \$3,462,156.10 be made available and expended from the System's Project Fund for the project work and related contingencies; authorizing the System's President/Chief Executive Officer or his duly appointed designee to execute a water meter installation services contract with Grid One Solutions, Inc. and to pay Grid One Solutions, Inc. an amount not to exceed \$3,462,156.10 for the 2013 Meter Replacement Program. Total expenditures: \$3,462,156.10. (DOUG EVANSON – ALAN WILLIAMS)

44. **BRIEFING SESSION.**
- A. Briefing and deliberation regarding the Water Resources Integration Program (KELLEY NEUMANN – FRANCES PLOCEK)
45. President/Chief Executive Officer’s Report. Presentation of and deliberation on the following Items:
- A. Legislative Report
- B. Rates Advisory Committee
- C. SAWS Strategic Initiatives
46. Inquiries.
47. The Regular Session of the June 4, 2013, Regular Board Meeting is hereby recessed to hold an Executive Session and discuss the matters listed below pursuant to Sections 551.071, 551.072, 551.073, and 551.074 of the Texas Open Meetings Act.
48. **EXECUTIVE SESSION.**
- A. Consultation with attorneys and deliberation regarding the appointment, employment, reassignment, duties, discipline, or dismissal of a public officer or employee. (NANCY BELINSKY - BILL CROW)
- B. Consultation with attorneys and deliberation regarding potential litigation relating to matters in connection with wastewater permit compliance issues. (NANCY BELINSKY – JOHN REYNOLDS)
- C. Consultation with attorneys regarding the Audit Committee Charter and the Internal Audit Charter pursuant to Texas Open Meetings Act Sections 551.071 (consultation with attorneys). (NANCY BELINSKY)
- D. Consultation with attorneys and deliberation regarding Cause No. 2010-CI-07444, *Debra Nicholas v. San Antonio Water System*, in the 57th Judicial District Court, Bexar County, Texas. (NANCY BELINSKY – BILL CROW)
- E. Consultation with attorneys and deliberation for the San Antonio Water System and its Board of Trustees, and consideration of matters in which the duty of the attorney to the San Antonio Water System and its Board of Trustees under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provisions of the Texas Open Meetings Act. (NANCY BELINSKY)
49. The Regular Session of the Regular Board Meeting of June 4, 2013, is hereby reconvened.
50. Adjournment. THE SAN ANTONIO WATER SYSTEM BOARD OF TRUSTEES MEETING OF JUNE 4, 2013, IS HEREBY ADJOURNED.