

AGENDA

**MEETING OF THE
SAN ANTONIO WATER SYSTEM
BOARD OF TRUSTEES
Tuesday, December 4, 2007, 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 Chapter 551 of the Texas Open Meetings Act, Texas Government Code, which permits closed meetings for purposes of consulting with its attorneys and deliberating about real property, gifts and donations, personnel matters and security devices. 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 November 6, 2007.**
 - B. Approval of the Minutes of the San Antonio Water System Board of Trustees Budget Workshop of October 18, 2007.**
 - C. Approval of the Minutes of the San Antonio Water System Board of Trustees Budget Workshop of October 23, 2007.**
- 4. Ceremonial Items.**
 - A. Recognition of SAWS' Ops Challenge Team for winning First Place in the Collection Event at the National Water Environment Federation Conference. (STEVE CLOUSE)**
- 5. Citizens to be Heard.**

**SAN ANTONIO WATER SYSTEM
HANDICAPPED ACCESSIBILITY STATEMENT**

The San Antonio Water System building and meeting rooms are handicapped accessible. Individuals with disabilities that may require special accommodations are requested to contact the Board Administrator at (210) 233 3859 for assistance.

6. **Board of Trustees - Committee Reports.**
 - A. **Audit and Finance Committee.**
 - B. **Planning and Operations Committee.**
 - C. **Water Resources Committee.**

CONSENT AGENDA ITEMS

Items 7 – 49

ITEMS CONCERNING THE PURCHASE OF EQUIPMENT, MATERIALS AND SUPPLIES

7. **A Resolution accepting recommendations regarding the contracting for certain services, equipment, materials, and supplies, and authorizing the acceptance of bids as follows: (DOUG EVANSON - VICK GARMON)**
 - A. **Award of Contracts for the Purchase of Materials, Equipment and Services.**
 1. **Acceptance of the bid of Act Pipe & Supply to provide: Copper Tubing, Bid No. 07-7063, for a total of \$97,545.00. (This contract will be utilized for the purchase of copper tubing on an as needed basis. For connections of waterlines.)**
 2. **Acceptance of the bid of Equipment Depot to provide: Nineteen each – tractor, two or four wheel drive with Rops/Fops canopy, front mounted bucket and rear mounted extendible backhoe, Bid No. 07-7071, for a total of \$831,079.00. (These units are part of the vehicle equipment replacement program and will be assigned to various SAWS locations.)**
 3. **Acceptance of the bid of Waukesha-Pearce Industries to provide: Two each – hydraulic excavator carrier mounted 6x4 pneumatic tire, Bid No. 07-7076, for a total of \$694,656.84. (This unit is part of the vehicle equipment replacement program and will be assigned to various SAWS locations.)**
 4. **Acceptance of the bid of Caldwell Country Chevrolet to provide: Three each – 6,200 GVWR, 4x4 sport utility vehicle, 8 cylinder, 4 door, 4 wheel drive, Bid No. 07-7064, for a total of \$79,320.00. (This unit is part of the vehicle equipment replacement program and will be assigned to various SAWS locations.)**
 5. **Acceptance of the bid of Planet Ford 6 to provide: Four each – 4,300 GVWR, 4x2 sport utility vehicle, 6 cylinder, 4 door, 2 wheel drive, Bid No. 07-7064, for a total of \$90,000.00. (This unit is part of the vehicle equipment replacement program and will be assigned to various SAWS locations.)**
 6. **Acceptance of the bid of Caldwell Country Chevrolet to provide: Ten each – 6,300 GVWR, wide and long bed (no fender outside) standard cab pickup, Bid No. 07-7064, for a total of \$189,430.00. (This unit is part of the vehicle equipment replacement program and will be assigned to various SAWS locations.)**

7. Acceptance of the bid of Planet Ford 6 to provide: Four each – 9,000 GVWR, 4x4 wide and short type bed crew cab/quad cab pickup, Bid No. 07-7064, for a total of \$148,800.00. (This unit is part of the vehicle equipment replacement program and will be assigned to various SAWS locations.)
8. Acceptance of the bid of Jennings Anderson Ford Sales to provide: Three each – 9,000 GVWR, wide and long bed single rear wheel, extended/club/super cab pickup trucks, Bid No. 07-7064, for a total of \$80,184.00. (This unit is part of the vehicle equipment replacement program and will be assigned to various SAWS locations.)
9. Acceptance of the bid of Logicalis, Inc., to provide: Four each – HP blade servers with VMWare ESX Enterprise and storage resource management software , Bid No. 07-7072, for a total of \$357,607.96. (This contract will be utilized for the purchase of Hewlett-Packard BL465c blade servers to expand the virtualization environment, and facilitate the expanding hardware requirements.)
- (SMB) 10. Acceptance of the bid of INX, Inc., to provide: Cisco Network equipment (State of Texas contract), Bid No. 07-7078, for a total of \$266,641.40. (This network equipment will support the implementation of a disaster recovery network datacenter.)

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 DPC Industries, Inc., to provide: Liquid chlorine, Bid No. 05-0338, for a total of \$159,036.00. (This contract will be utilized to furnish and deliver liquid chlorine. This contract will be effective January 1, 2008 through December 31, 2008.)
2. Acceptance of the bid of DXI Industries, Inc., to provide: Liquid chlorine, Bid No. 05-0338, for a total of \$924,287.00. (This contract will be utilized to furnish and deliver liquid chlorine. This contract will be effective January 1, 2008 through December 31, 2008.)
- (MBE) 3. Acceptance of the bid of Alamo Tees & Advertising to provide: Novelty items and tee shirts, Bid No. 07-0403, for a total of \$50,000.00. (This contract will be utilized for the purchase of various types of novelty and/or promotional items on an annual contract basis. This contract will be effective January 1, 2008 through December 31, 2008.)
4. Acceptance of the bid of Lone Star Special Tees to provide: Novelty items and tee shirts, Bid No. 07-0403, for a total of \$50,000.00. (This contract will be utilized for the purchase of various types of novelty and/or promotional items on an annual contract basis. This contract will be effective January 1, 2008 through December 31, 2008.)
5. Acceptance of the bid of Massengale Armature Works to provide: 3-200 HP electric motor repair, Bid No. 07-7040B, for a total of \$415,895.58. (This contract will be utilized for the repair of single and three phase AC electric motors ranging from 3 HP to and including 200 HP. This contract will be effective Date of Award December 4, 2007 through December 31, 2008.)

6. **Acceptance of the bid of Commercial Chemical Products, Inc., to provide: Sodium bisulfate solution (controlIS-3000), Bid No. 07-0501, for a total of \$79,193.00. (This contract will be utilized for 40% of sodium bisulfate solution to treat recycled water discharge at multiple locations in the city of San Antonio. This contract will be effective January 1, 2008 through December 31, 2008.)**
7. **Acceptance of the bid of Mead Westvaco to provide: Billing and return envelopes, Bid No. 07-0020, for a total of \$127,447.20. (This contract will be utilized for the purchase of billing and return envelopes for the Customer Service bill delivery and payment. This contract will be effective January 1, 2008 through December 31, 2008.)**
- (SBE) 8. **Acceptance of the bid of Niagara Conservation to provide: Low flow aerators and showerheads, Bid No. 07-2098, for a total of \$106,800.00. (This contract will be utilized for the purchase of showerheads and aerators that will be distributed for both commercial and residential use. This contract will be effective January 1, 2008 through December 31, 2008.)**

- 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 Mission Clay Products to provide: Flex seal adjustable repair couplings, Bid No. 07-0190, for a total of \$186,332.55. (This contract will be utilized for the purchase of flex seal adjustable repair couplings for the construction and maintenance crews for new sewer services and maintaining existing systems . This contract will be effective Date of Award December 4, 2007 through December 31, 2008.)**
2. **Acceptance of the bid of HD Supply Waterworks to provide: Fire hydrant repair parts, Bid No. 07-0012, for a total of \$149,376.41. (This contract will be utilized for the purchase of fire hydrant repair parts on an as needed basis. This contract will be effective Date of Award December 4, 2007 through December 31, 2008.)**
3. **Acceptance of the bid of Act Pipe & Supply, Co., to provide: Fire hydrant repair parts, Bid No. 07-0012, for a total of \$55,609.13. (This contract will be utilized for the purchase of fire hydrant repair parts on an as needed basis. This contract will be effective Date of Award December 4, 2007 through December 31, 2008.)**

- (SMB) 4. Acceptance of the bid of Horton Horticulture, Inc., to provide: Lawn maintenance Service Centers and primary sites, Bid No. 07-7067, for a total of \$252,912.00. (This contract will be utilized for lawn maintenance services at various SAWS locations. This contract will be effective January 1, 2008 through December 31, 2008.)

CAPITAL IMPROVEMENT CONTRACTS

PROJECTS INVOLVING IMPROVEMENTS, EXTENSIONS AND ADDITIONAL CAPACITY

Developer Customer Contracts

8. A Resolution approving Utility Service Agreements to provide water and/or wastewater service to the tracts listed below. (KELLEY NEUMANN – SAM MILLS)

No.	Tract Name	Developer Name	Acreage	Water EDUs	Wastewater EDUs	No.
1	Crestmark	Crestmark Homes SA, LLC	269	1,200	1,200	1
2	Encino Commons Commercial	Common Development Group 06, Ltd.	26.47	237	237	2
3	Freeport Business Centre	Harvard Investments, Inc	483	3,220	3,021	3
4	Hardy Oak Medical Office Building	ADP Hardy Oak, LLC	7	17	22	4
5	Howell at the Dominion	Intco Dominion Partnership	159.03	255	0	5
6	Lost Creek - Klabunde/Friar South/Commercial	Centex Homes	192.3	1,237	1,237	6
7	Mountain Laurel West	SFR Briggs LP	487.5	0	1,375	7
8	Portaleon Unit 1	Azcuri Developments	21.09	35	35	8
9	SEC Knights Cross and Stone Oak Parkway	M.S. Walker & Associates, Inc.	6.36	0	26	9
10	Stone Oak Commons	Stone Oak Commons, LLC	12.46	58	49	10
11	Stone Ridge Market	Big Springs Concepts, Ltd/ HEB Grocery Comp, LP	68.87	0	468	11
12	Toepperwein Center	Laredo Toepp, Ltd.	55.09	558	392	12
13	Westpointe Tracts	Peoples Management Limited	2926	11,704	11,704	13
Totals			<u>4,714</u>	<u>18,521</u>	<u>19,766</u>	
Year-to-Date Totals (January-December 2007)			<u>22,602</u>	<u>57,692</u>	<u>65,251</u>	

9. A Resolution approving Contract Amendment No. 1 in an amount not to exceed \$401,464.71 in connection with the Roft Road: Service Level 8 Ground Storage Tank – 2.0 Mg. Oversize (0.866 Mg. Required) Ground Storage Tank Project; amending

Resolution No. 07-029 by approving additional expenditures in an amount not to exceed \$401,464.71 for the System's oversize participation in connection with the Roft Road: Service Level 8 Ground Storage Tank – 2.0 Mg. Oversize (0.866 Mg. Required) Ground Storage Tank Project; approving an amount not to exceed \$401,464.71 be made available and expended from the System's 2007 Capital Improvements Plan Oversize Project Fund for the System's oversize participation; authorizing the President/Chief Executive Officer to execute Contract Amendment No. 1 and to pay Natgun Corporation in care of Laredo S, Ltd., an additional amount not to exceed \$401,464.71 for the System's oversize participation in connection with the project. Total expenditures are: \$401,464.71, bringing the total project cost to: \$1,717,933.56.
(KELLEY NEUMANN – SAM MILLS)

Production, Transmission and Treatment Improvements

10. A Resolution approving Change Order No. 3 in the amount of \$51,549.00 in connection with the Medio Creek Water Recycling Center (WRC) Expansion Project; approving total payment in the amount of \$51,549.00 to Pepper-Lawson Construction, L.P., for the additional project work associated with Change Order No. 3; authorizing the additional expenditure of funds in the amount of \$51,549.00 for Change Order No. 3 from the project construction contingency fund; authorizing the President/Chief Executive Officer to execute Change Order No. 3, and to pay Pepper-Lawson Construction, L.P., the additional sum of \$51,549.00 from the project construction contingency fund for the additional project work associated with Change Order No. 3. Total expenditures are: \$51,549.00. (KELLEY NEUMANN – ASHOK KAJI)

REPLACEMENT PROJECTS

Governmental Relocations and Replacements

11. A Resolution approving the expenditure of funds in the amount of \$158,800.00 for the adjustment of water facilities by the City of San Antonio in connection with the Redland Road: U.S. 281 to 3600 Feet East Project; approving the expenditure of funds in an amount not to exceed \$38,844.20 for engineering services related to the project work; approving construction contingency expenses related to the project work in an amount not to exceed \$16,200.00; approving an amount not to exceed \$213,844.20 be made available and expended from the System's Project Fund for the water project work, engineering fees and related construction contingencies; authorizing the President/Chief Executive Officer to execute a Funding Agreement and to pay in advance to the City of San Antonio a total amount not to exceed \$213,844.20 for the project work. Located in Council District 9. Total expenditures are: \$213,844.20.
(KELLEY NEUMANN – CINDY KOVACIC)
12. A Resolution amending Resolution No. 07-163 by approving the expenditure of additional funds in the amount of \$3,579.58 for the adjustment of sewer facilities by Bexar County in connection with the Pue Road: Kriewald to Sunset Project; approving additional construction contingency expenses in an amount not to exceed \$420.42 for the project work; authorizing that an additional amount not to exceed \$4,000.00 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 to pay an additional amount not to exceed \$4,000.00 to Bexar County for the project work and related construction contingencies. Total expenditures are: \$4,000.00.
(KELLEY NEUMANN – CINDY KOVACIC)

Water and Sewer Line Improvements

13. A Resolution ratifying the actions of the Vice-President of Facilities Engineering and Construction in approving Change Order No. 1 in the amount of \$47,526.00 in connection with the Goliad Road Outfall Project; authorizing the President/Chief Executive Officer to pay to Texas Sterling Construction an additional amount not to exceed \$47,526.00 for the additional project work. Located in Council District 3. Total expenditures are: \$47,526.00. (KELLEY NEUMANN – CINDY KOVACIC)
14. A Resolution approving Final Recapitulation Change Order No. 2 in the decreased amount of \$26,049.44 to the construction contract with Pronto Sandblasting & Coating in connection with the 2005 Street Maintenance Project: Package 2; authorizing the return of funds in the amount of \$26,049.44 and the construction contingency balance of \$74,684.50 for a total amount of \$100,733.94 to the project fund; authorizing the President/Chief Executive Officer to execute Final Recapitulation Change Order No. 2 and to close the contract. Located in Council District 5. Total decreased amount is: \$26,049.44 and the construction contingency balance of \$74,684.50 for a total amount of \$100,733.94. (KELLEY NEUMANN –CINDY KOVACIC)

Professional Services

15. A Resolution approving Contract Amendment No. 3 to the existing contract with HNTB Corporation for additional professional services in the amount of \$36,922.75 in connection with the Los Angeles Heights Water Main and Sanitary Sewer Replacement Phase I Project; amending Resolution No. 98-347, as amended by Resolution No. 99-177 and Resolution No. 05-223, by approving additional expenditures in an amount not to exceed \$36,922.75 for construction phase engineering services by HNTB Corporation in connection with the Los Angeles Heights Water Main and Sanitary Sewer Replacement Phase I Project; approving an amount not to exceed \$36,922.75 be made available and expended from the System's Project Fund for the sewer related construction phase engineering services; authorizing the President/Chief Executive Officer to execute Contract Amendment No. 3 and to pay HNTB Corporation an additional amount not to exceed \$36,922.75 for the construction phase engineering services in connection with the project. Total expenditures are: \$36,922.75. (KELLEY NEUMANN –FRANCES PLOCEK)
16. A Resolution ratifying the actions of the Vice President of Facilities Engineering & Construction in approving Contract Amendment No. 1 for construction phase services in the amount of \$17,250.00 in connection with the Salado Sanitary Sewer Outfall Siphons, Siphons #8, #9 & #10 Project; amending Resolution No. 02-234 by approving the expenditure of additional funds in an amount not to exceed \$17,250.00 payable to K.M. Ng & Associates, Inc., for additional professional services in connection with the Salado Sanitary Sewer Outfall Siphons, Siphons #8, #9 & #10 Project; approving an additional amount not to exceed \$17,250.00 be made available from the System's Project Fund for the additional professional services; authorizing the President/Chief Executive Officer to execute Contract Amendment No. 1 and to pay K.M. Ng & Associates, Inc., an amount not to exceed \$17,250.00 for the additional project work and additional professional services. Total expenditures are: \$17,250.00. (KELLEY NEUMANN –FRANCES PLOCEK)
17. A Resolution approving Contract Amendment No. 4 in the amount of \$6,770.00 in connection with the Six Mile Creek Sewer Replacement Improvements Project; amending Resolution No. 02-181, as amended by Resolution No. 04-303, Resolution No. 05-342, and Resolution No. 07-141 by approving additional expenditures in an

amount not to exceed \$6,770.00 for additional engineering services by CDS/Muery Services in connection with the Six Mile Creek Sewer Replacement Improvements Project; approving an amount not to exceed \$6,770.00 be made available and expended from the System's Project Fund for the related additional engineering services; authorizing the President/Chief Executive Officer to execute Contract Amendment No. 4 and to pay CDS/Muery Services an additional amount not to exceed \$6,770.00 for additional engineering services in connection with the project. Total expenditures are: \$6,770.00 (KELLEY NEUMANN –FRANCES PLOCEK)

18. A Resolution approving Contract Amendment No. 1 in an amount not to exceed \$251,946.00 in connection with the 2007 Engineering Design Services - Replacements and Improvements, Contract II; amending Resolution No. 07-087 by approving additional expenditures in an amount not to exceed \$251,946.00 for additional engineering design services by LNV Engineers, Inc., in connection with the 2007 Engineering Design Services - Replacements and Improvements, Contract II; approving that an additional amount not to exceed \$251,946.00 be made available and expended from the System's Project Fund for the wastewater related additional engineering design services; authorizing the President/Chief Executive Officer to execute Contract Amendment No. 1 and to pay LNV Engineers, Inc., an additional amount not to exceed \$251,946.00 for the additional engineering design services in connection with the contract. Total expenditures are: \$251,946.00.
(KELLEY NEUMANN –FRANCES PLOCEK)
19. A Resolution ratifying the actions of the Vice-President of Facilities Engineering & Construction in approving Contract Amendment No. 1 in the amount of \$24,310.00 in connection with the Shaenfield Road: Loop 1604 to FM 1560 Project; amending Resolution No. 05-434 by approving additional expenditures in an amount not to exceed \$24,310.00 for additional engineering design services by Pape-Dawson Engineers, Inc., in connection with the Shaenfield Road: Loop 1604 to FM 1560 Project; approving that an additional amount not to exceed \$24,310.00 be made available and expended from the System's Project Fund for the additional water engineering design services; authorizing the President/Chief Executive Officer to execute Contract Amendment No. 1 and to pay Pape-Dawson Engineers, Inc., an additional amount not to exceed \$24,310.00 for the additional engineering design services in connection with the project. Total expenditures are: \$24,310.00.
(KELLEY NEUMANN – CINDY KOVACIC)
20. A Resolution ratifying the actions of the Vice-President of Facilities Engineering & Construction in approving Contract Amendment No. 1 in an amount not to exceed \$11,100.00 in connection with the W.W. White Area Outfall Phase I, Part 2 Project; amending Resolution No. 05-457 by approving additional expenditures in an amount not to exceed \$11,100.00 for additional engineering design services by Civil Engineering Consultants, Inc., in connection with the W.W. White Area Outfall Phase I, Part 2 Project; approving that an additional amount not to exceed \$11,100.00 be made available and expended from the System's Project Fund for the additional water engineering design services; authorizing the President/Chief Executive Officer to execute Contract Amendment No. 1 and to pay Civil Engineering Consultants, Inc., an additional amount not to exceed \$11,100.00 for the additional engineering design services in connection with the contract. Total expenditures are: \$11,100.00.
(KELLEY NEUMANN – CINDY KOVACIC)

WATER RESOURCES PROJECTS

21. **A Resolution approving Change Order No. 7 resulting in an increase to the contract cost in an amount not to exceed \$52,751.00 for the construction contract with Cajun Constructors, Inc., in connection with the Aquifer Storage and Recovery Program, Phase II Water Treatment Plant Project; authorizing the additional expenditure of funds in an amount not to exceed \$52,751.00 for the additional project work associated with Change Order No. 7 from the project construction contingency fund for the additional project work; authorizing the President/Chief Executive Officer to execute Change Order No. 7 with Cajun Constructors, Inc., and to pay Cajun Constructors, Inc., an amount not to exceed \$52,751.00 for the project work. Total expenditures are: \$52,751.00. (JANELLE OKORIE – CALVIN FINCH)**

22. **A Resolution approving Contract Amendment No. 3 and amending Resolution No. 05-517 as previously amended by Resolution Nos. 06-032, 06-288 and 07-112 by approving the reallocation of \$122,000.00 for professional services by R.W. Beck, Inc., in connection with the Brackish Groundwater Desalination Feasibility Assessment; authorizing the President/Chief Executive Officer to execute Contract Amendment No. 3. Total amount reallocated: \$122,000.00. (JANELLE OKORIE – CALVIN FINCH)**

23. **A Resolution approving Recapitulation Change Order No. 5 resulting in an increase to the contract cost in an amount not to exceed \$52,275.00 for the construction contract with Stewart Brothers Drilling Enterprises, Inc., in connection with the Local Carrizo Program Onsite Well Drilling and Testing Project; further amending Resolution No. 07-102, as previously amended by Resolution No. 07-273 by approving the additional funds in an amount not to exceed \$40,436.00 from the Project Fund plus construction contingency funds in the amount of \$11,839.00 for a total increased amount of \$52,275.00; authorizing the President/Chief Executive Officer to execute Recapitulation Change Order No. 5, and to increase funds in an amount not to exceed \$40,436.00 from the Project Fund for a total increased amount of \$52,275.00, and to pay Stewart Brothers Drilling Enterprises, Inc., an amount not to exceed \$52,275.00 for the additional work, and to close the contract with Stewart Brothers Drilling Enterprises, Inc. Total expenditures are: \$52,275.00. (JANELLE OKORIE – CALVIN FINCH)**

Professional Services

24. **A Resolution approving Contract Amendment No. 3 to URS Corporation as a no cost Contract Amendment but extending contract timelines in connection with the concept study for the SAWS transmission pipeline and supporting facilities for the LCRA-SAWS Water Project; authorizing the President/Chief Executive Officer to execute the Contract Amendment with URS Corporation for the professional work performed during 2008 though 2009. (JANELLE OKORIE – CALVIN FINCH)**

25. **RESERVED**

26. **A Resolution accepting the proposal of and awarding a professional services contract to CH2M Hill, Inc., in an amount not to exceed \$300,000.00 for the Water Resources Engineering Consultant 2008 Contract for a period of two years; approving the expenditure of funds in an amount not to exceed \$150,000.00 from the System's Project Fund for professional engineering services for the period beginning January 2008 through January 2009; approving the expenditure of funds in an amount not to exceed \$150,000.00 for professional engineering services for the period beginning**

January 2009 through January 2010, pursuant to and contingent upon the appropriations made in the Fiscal Year 2009 budget approved by the Board with a line item for such expenditure; authorizing the President/Chief Executive Officer to execute a professional services contract with CH2M Hill, Inc., and to pay CH2M Hill, Inc., a total amount not to exceed \$300,000.00 for the professional engineering services for a two-year period beginning January 2008 through January 2010. Total expenditures are: \$300,000.00. (JANELLE OKORIE – CALVIN FINCH)

27. A Resolution accepting the proposal of and awarding a professional services contract to LBG Guyton Associates in an amount not to exceed \$300,000.00 for the Water Resources Engineering Consultant 2008 Contract for a period of two years; approving the expenditure of funds in an amount not to exceed \$150,000.00 from the System's Project Fund for professional engineering services for the period beginning January 2008 through January 2009; approving the expenditure of funds in an amount not to exceed \$150,000.00 for professional engineering services for the period beginning January 2009 through January 2010, pursuant to and contingent upon the appropriations made in the Fiscal Year 2009 budget approved by the Board with a line item for such expenditure; authorizing the President/Chief Executive Officer to execute a professional services contract with LBG Guyton Associates and to pay LBG Guyton Associates a total amount not to exceed \$300,000.00 for the professional engineering services for a two-year period beginning January 2008 through January 2010. Total expenditures are: \$300,000.00. (JANELLE OKORIE – CALVIN FINCH)

- (MWB) 28. A Resolution awarding a professional services contract to Harutunian Engineering, Inc., in an amount not to exceed \$500,000.00 for professional engineering services for the 2008 Unspecified Electrical Engineering Design Services; approving the expenditure of System funds in an amount not to exceed \$500,000.00 from the System's Project Fund for professional engineering services; making available the total amount not to exceed \$500,000.00 from the System's Project Fund, authorizing the President/Chief Executive Officer to execute a professional services contract with Harutunian Engineering, Inc., and to pay Harutunian Engineering, Inc., an amount not to exceed \$500,000.00 for professional engineering services. Total expenditures are: \$500,000.00. (JANELLE OKORIE – CALVIN FINCH)

MISCELLANEOUS PROJECTS

29. A Resolution accepting the bid of Peerless Equipment, Ltd., in the amount of \$845,540.00 for the construction of the Well Plugging/Facility Demolition Project, awarding a construction contract in the amount of \$845,540.00 00 to Peerless Equipment, Ltd., for the project work; authorizing the expenditure of funds in an amount not to exceed \$845,540.000 for the project work; authorizing construction contingency expenses in an amount not to exceed \$40,000.00 in connection with the project work; authorizing total expenditures in an amount not to exceed \$885,540.00 from the System's Project Fund for the project work and construction contingency expenses; authorizing the President/Chief Executive Officer or his authorized representative to execute a contract with Peerless Equipment, Ltd., and to pay Peerless Equipment, Ltd., the amount of \$845,540.00 for the project work. Total expenditures are: \$885,540.00. (KELLEY NEUMANN – ASHOK KAJI)
30. A Resolution accepting the bid of All Construction Werks, LLC, in the amount of \$271,088.60 for the construction of the Lift Station No. 152, Hunters Chase Lift Station, Lost Lane Standpipe and University Hills Pump Station Demolition Project, awarding a construction contract in the amount of \$271,088.60 to All Construction

Werks, LLC, for the project work; authorizing the expenditure of funds in an amount not to exceed \$271,088.60 for the project work; authorizing construction contingency expenses in an amount not to exceed \$14,000.00 in connection with the project work; authorizing total expenditures in an amount not to exceed \$285,088.60 from the System's Project Fund for the project work and construction contingency expenses; authorizing the President/Chief Executive Officer or his authorized representative to execute a contract with All Construction Werks, LLC, and to pay All Construction Werks, LLC, the amount of \$271,088.60 for the project work. Total expenditures are: \$285,088.60. (KELLEY NEUMANN – ASHOK KAJI)

31. A Resolution amending Resolution No. 06-094 by approving an additional amount not to exceed \$375,000.00 to the services contract with Ace Pipe Cleaning, Inc., in connection with the Large Diameter Sanitary Sewer Cleaning and Inspection Project; approving an additional amount not to exceed \$375,000.00 for the project work; approving the expenditure of funds in the amount not to exceed \$375,000.00 from the System Fund for the project work; authorizing the President/Chief Executive Officer or his designee to execute an amendment to the services contract with Ace Pipe Cleaning, Inc., and to pay Ace Pipe Cleaning, Inc., an additional amount not to exceed \$375,000.00 for the project work. Total expenditures are: \$375,000.00.
(VAL RUIZ – ART DIETEL)

32. A Resolution ratifying the actions of the Vice President of Production and Treatment Operations in approving a contract with General Electric Sensing (G.E. Sensing), in the amount of \$402,687.60 to provide components and commissioning services for Edwards Aquifer Wellhead Flow Monitoring Systems throughout the San Antonio Water System (Potable)Water Production System, authorizing the expenditure of funds in an amount not to exceed \$402,687.60 from the System Fund for the project work; authorizing the President/Chief Executive Officer or his designated representative to execute a contract with G.E. Sensing, and to pay G.E. Sensing an amount not to exceed \$402,687.60 to provide components and commissioning services for Edwards Aquifer Wellhead Flow Monitoring Systems throughout the San Antonio Water System Water Production System. Total expenditures are: \$402,687.60.
(STEVE CLOUSE - PHIL COOK)

Professional Services

33. A Resolution ratifying the actions of the Vice-President of Facilities Engineering & Construction in approving Contract Amendment No. 2 in the amount of \$3,000.00 in connection with the Commerce: Railroad to Palmetto Project; amending Resolution No. 04-124, as previously amended by Resolution No. 05-343, by approving additional expenditures in an amount not to exceed \$3,000.00 for the additional surveying services by Poznecki-Camarillo & Associates, Inc., in connection with the Commerce: Railroad to Palmetto Project; approving that an amount not to exceed \$3,000.00 be made available and expended from the System's Project Fund for the additional surveying services; authorizing the President/Chief Executive Officer to execute Contract Amendment No. 2 and to pay Poznecki-Camarillo & Associates, Inc., an additional amount not to exceed \$3,000.00 for the additional surveying services in connection with the project. Located in Council District 1. Total expenditures are: \$3,000.00.
(KELLEY NEUMANN –CINDY KOVACIC)

34. A Resolution accepting the proposal of GSWW, Inc., in an amount not to exceed \$536,239.21 (\$473,714.21 for basic flow monitoring services for ninety-day period and \$62,525.00 for extended flow monitoring services for a thirty-day period in the event there is insufficient rainfall in the first ninety –days to collect needed data) for

professional engineering services for the Central Sewershed Flow Monitoring Study; awarding a contract to GSWW, Inc., in an amount not to exceed \$536,239.21 for professional engineering services for the Central Sewershed Flow Monitoring Study authorizing expenditures in an amount not to exceed \$536,239.21 from the Project Fund for the professional engineering services in connection with the project work; authorizing the President/Chief Executive Officer to execute the professional engineering services contract with GSWW, Inc., and to pay GSWW, Inc., an amount not to exceed \$536,239.21 for the professional engineering services. Total expenditures are: \$536,239.21. (KELLEY NEUMANN – SAM MILLS)

35. A Resolution further amending Resolution No. 07-243, by authorizing Contract Amendment No. 1 in an amount not to exceed \$50,000.00 to the existing professional services contract with Camp, Dresser & McKee, Inc. (CDM, Inc.) for additional services, in connection with the Infrastructure Plan for the West, Far West, and South Sewersheds; authorizing the addition of Optimatics as a subcontractor to the original scope of work to provide modeling services to optimize the routes for the Medina Outfall and the Medio Creek Lift Station and Force Main System; authorizing expenditures in an amount not to exceed \$50,000.00 from the Project Fund for the additional services in connection with the project work; authorizing the President/Chief Executive Officer to execute Contract Amendment No. 1 to the existing professional services agreement with CDM, Inc., and to pay CDM, Inc., an amount not to exceed \$50,000.00 for the additional services. Total expenditures are: \$50,000.00. (KELLEY NEUMANN – SAM MILLS)

EASEMENTS AND REAL PROPERTY

36. A Resolution approving the Purchase Agreement in the amount of \$138,000.00 with Earl A. Belzung and Patsy R. Belzung, (“Purchase Agreement”) for the purchase by the City of San Antonio, acting by and through the San Antonio Water System, of a 0.7576 acre tract of land out of that 1.8365 acre tract conveyed to seller in volume 4937, page 552 of the official public records of Bexar County, Texas (“Property”), in San Antonio, Texas, for the construction of a Water Booster Station for Service Level 12; authorizing the acquisition of the property in accordance with the terms of the Purchase Agreement and the expenditure of funds from the System’s Project Fund in a total amount not to exceed \$139,700.00 for the acquisition of the property and related closing costs; authorizing the President/Chief Executive Officer or his designated representative to execute all documents necessary to effectuate the acquisition of the property and to pay the amount not to exceed \$139,700.00 to Earl A. Belzung, Patsy R. Belzung and Ameripoint Title for the acquisition of the property and related closing costs. Total expenditures are: \$139,700.00. (MIKE BRINKMANN – BRUCE HABY)

Water Resources

37. A Resolution authorizing the exchange of a 389.702 acre tract being 82.42 acres out of Survey No. 411 Abstract No. 413, 139.827 acres out of Survey No. 412 Abstract No. 552 and 167.455 acres out of Survey No. 475 Abstract No. 453 Uvalde County, Texas for 105 acre feet of Edwards permitted irrigation groundwater; authorizing the President/Chief Executive Officer or his designated representative to execute all documents necessary for the conveyance/transfer of the property for water rights and the expenditure of funds relating to closing costs of an amount not to exceed \$7,500.00 payable to Stewart Title Company. (MIKE BRINKMANN – BRUCE HABY)
38. A Resolution authorizing the exchange of a 322.00 acre tract being 155.9 acres out of Survey No. 124 Abstract 894 and 166.1 acres out of Survey No. 142 Abstract 693 Medina

County, Texas commonly known as the “Stinson Farm” for 143 acre feet of Edwards permitted irrigation groundwater; authorizing the President/Chief Executive Officer or his designated representative to execute all documents necessary for the conveyance/transfer of the property for water rights and the expenditure of funds relating to closing costs of an amount not to exceed \$11,000.00 payable to Stewart Title Company. (MIKE BRINKMANN – BRUCE HABY)

39. A Resolution approving the Purchase Agreement with the Seifert Family Trust in the amount of \$510,000.00 for the acquisition, by the City of San Antonio for the use and benefit of the San Antonio Water System, of a 100 acre tract of land in Bexar and Atascosa Counties comprised of part of a 99.29 acre tract conveyed to the Seifert Family Trust in that general warranty deed recorded in volume 243 page 451 of the official public records in Atascosa County, Texas, and part of a 70.73 acre tract conveyed to the Seifert Family Trust in that general warranty deed recorded in volume 243 page 457 of the official public records in Atascosa County, Texas, for the development of a portion of the well field associated with the Brackish Groundwater Desalination Project; authorizing the acquisition of the property in accordance with the terms of the Purchase Agreement; authorizing the expenditure of funds from the System’s Project Fund in the amount not to exceed \$510,000.00 for the property and associated closing costs; authorizing the President/Chief Executive Officer or his designated representative to execute all documents necessary to effectuate the acquisition of the property and perform all duties of the buyer under said purchase agreement, and to pay a total amount not to exceed \$510,000.00 for the acquisition of the property and associated closing costs to the Seifert Family Trust and Alamo Title Company. Total expenditures are: \$510,000.00 for the acquisition of the property and associated closing costs. (JANELLE OKORIE – CALVIN FINCH)
40. A Resolution approving a Water Sales Agreement between the San Antonio Water System and John Michael Miller Trust, providing for the sale of 61.104 acre-feet of water out of 61.104 surface acres from Gonzales County for the Gonzales Water Supply Project at a cost of \$62.50 per acre-foot plus an escalator comprised of the average of the Producers Price Index and the Consumers Price Index from the previous year as well as a right of first refusal for the purchase of 61.104 surface acres; approving the expenditure of funds for the System’s obligation under the Water Sales Agreement from the Water Supply Fee Revenues of the Project Fund; approving the payment of \$100.00 initial consideration payment, \$6,110.40 bonus payment to John Michael Miller Trust and \$3,500.00 in closing costs; authorizing the President/Chief Executive Officer to execute the Water Sales Agreement with John Michael Miller Trust, and to pay the required amounts in succeeding years in accordance with the terms of the Water Sales Agreement for the duration of the Water Sales Agreement and take such steps necessary to implement the Water Sales Agreement. Total expenditures are: \$100.00 initial consideration payment, \$6,110.40 bonus payment to John Michael Miller Trust and \$3,500.00 in closing costs. (JANELLE OKORIE – CALVIN FINCH)

WATER RESOURCES ITEMS

41. A Resolution approving an Agreement and authorizing a one time payment in an amount not to exceed \$50,000.00 as part of a charter sponsorship in support of the Alliance for Water Efficiency; authorizing an amount not to exceed \$50,000.00 for Fiscal Year 2007 to be made available from the System Fund for a charter sponsorship in support of the Alliance for Water Efficiency. Total expenditures are: \$50,000.00. (JANELLE OKORIE – KAREN GUZ)

FINANCIAL SERVICES ITEMS

42. A Resolution adopting revisions to the Investment Policy of the San Antonio Water System pursuant to the guidelines established in the City of San Antonio's Ordinance No. 75686 and the provisions of the Public Funds Investment Act; declaring that the revisions to the system's Investment Policy conform to the requirements of the Public Funds Investment Act. (DOUG EVANSON)

INFORMATION SERVICES ITEMS

43. A Resolution authorizing a one year Agreement with Verizon Wireless, and up to three optional one year terms pursuant to the State of Texas Department of Information Resources Contract No. Dir-SSD-604; and the expenditures for the first year in an amount not to exceed \$150,000.00 from the System Fund for unlimited wireless broadband access; authorizing the President/Chief Executive Officer or his designee to pay Verizon Wireless, an amount not to exceed \$150,000.00 for unlimited wireless broadband access; directing the staff of the System to return to the Board of Trustees for authorization of payment of funds for subsequent Fiscal Years. Total expenditures are: \$150,000.00. (STACEY ISENBERG- VERONICA GODLEY)
44. RESERVED

CUSTOMER SERVICES ITEMS

45. A Resolution approving expenditures in an amount not to exceed \$120,341.00 for the first year option (Calendar Year 2007) of the four year extension of the Inter-Jurisdictional Agreement between the San Antonio Water System and the City of San Antonio for the Affordability Discount Program. authorizing the expenditure of funds in an amount not to exceed \$120,341.00 from the System Fund to reimburse the City of San Antonio Department of Community Initiatives for program costs related to the certification of eligible ratepayer households through Calendar Year 2007, authorizing the President/Chief Executive Officer or authorized representative to execute the first year option of the Inter-Jurisdictional Agreement for Calendar Year 2007 and any other additional documents to facilitate the program, and to pay the City of San Antonio Department of Community Initiatives for program costs related to the certification of eligible ratepayer households through Calendar Year 2007 in an amount not to exceed \$120,341.00. Total expenditures are: \$120,341.00. (DAVID JOHNSON)

HUMAN RESOURCES ITEMS

46. A Resolution approving funding for the third year of a four-year contract with Texas Rural Water Association to provide Texas Commission on Environmental Quality-(TCEQ-) approved water and wastewater and other skills training services in an amount not to exceed \$95,000.00 for a period January 1, 2008 through December 31, 2008, with an option to extend the term of the contract on an annual basis through 2009, subject to Board approval and appropriation of funds therefor; authorizing the expenditure from the System Fund of an amount not to exceed \$95,000.00 for these training services for CY 2008; authorizing the President/Chief Executive Officer or his designee to execute the contract extension with Texas Rural Water Association for such services in an amount not to exceed \$95,000.00 for CY 2008 and to pay Texas Rural Water Association sums not to exceed \$95,000.00 for such training services for CY 2008. Total expenditures are: \$95,000.00. (JERRY BAILEY – DOUG PARTAIN)

47. A Resolution approving funding for the fourth year of four-year contracts with Lewellyn Technology, Texas Engineering Extension Services, and Cisneros Electric, and for third year of a three-year contract with Holt Cat, to provide technical skills training services in a total amount not to exceed \$140,000.00 for a period January 1, 2008 through December 31, 2008; authorizing the expenditure from the System Fund of a total amount not to exceed \$140,000.00 for these training services for CY 2008; authorizing the President/Chief Executive Officer or his designee to execute the contract extensions with Lewellyn Technology, Texas Engineering Extension Services, Cisneros Electric, and Holt Cat for such services in an amount not to exceed \$140,000.00 for CY 2008 and to pay Lewellyn Technology, Texas Engineering Extension Services, Cisneros Electric, and Holt Cat a total amount not to exceed \$140,000.00 for such training services for CY 2008. Total expenditures are: \$140,000.00. (JERRY BAILEY – DOUG PARTAIN)

MISCELLANEOUS ITEMS

48. A Resolution approving the second of two, one-year contract extensions with Esquire Deposition Services in an amount not to exceed \$45,000.00 to provide court reporting services for the System's Board Meetings and other meetings from January 1, 2008 through December 31, 2008; approving expenditures from the System Fund in an amount not to exceed \$45,000.00 for court reporting services to be provided in Fiscal Year 2008; authorizing the President/Chief Executive Officer to execute the one year contract extension with Esquire Deposition Services to provide such services from January 1, 2008 through December 31, 2008 and to pay Esquire Deposition Services an amount not to exceed \$45,000.00 for Fiscal Year 2008. Total expenditures are: \$45,000.00. (TIM DARILEK)
49. A Resolution authorizing the 36-hour reasonable time limitations for public information requests in accordance with § 552.275 of the Texas Public Information Act. (FRANK STENGER-CASTRO)

ITEMS FOR INDIVIDUAL CONSIDERATION

CAPITAL IMPROVEMENT CONTRACTS

PROJECTS INVOLVING IMPROVEMENTS, EXTENSIONS AND ADDITIONAL CAPACITY

Developer Customer Contracts

50. A Resolution approving an amended Utility Service Agreement to provide water service to the 1,766-acre Hills of Castle Rock Estates tract located along Highway 16 (Bandera Road) 3 miles northwest of the intersection of Highway 211 and Highway 16, being developed by BP 1766 San Antonio, Ltd., developer. (KELLEY NEUMANN – SAM MILLS)
51. **BRIEFING SESSION.**
- A. Briefing and deliberation regarding the 2007 Capital Improvements Program budget. (DOUG EVANSON – KELLEY NEUMANN)

ITEMS FOR INDIVIDUAL CONSIDERATION (CONTINUED)

CAPITAL IMPROVEMENT CONTRACTS

REPLACEMENT PROJECTS

Water and Sewer Line Improvements

52. A Resolution accepting the bid of TRCU Ltd., in the amount of \$1,199,595.62 for the Lakeside Village Water and Sewer Main Replacement Project; awarding a construction contract to TRCU Ltd., in the amount of \$1,199,595.62 for the project work; approving the expenditure of funds in the amount of \$1,199,595.62 for the project work; approving construction contingency expenses in an amount not to exceed \$23,992.00 in connection with the project work; approving an amount not to exceed \$587,132.03 be made available and expended from the System's Project Fund for the water project work and related construction contingencies; approving an amount not to exceed \$636,455.59 be made available and expended from the System's Project Fund for the sewer project work and related construction contingencies; authorizing the President/Chief Executive Officer to execute a construction contract with TRCU Ltd., and to pay TRCU Ltd., an amount not to exceed \$1,223,587.62 for the project work and related construction contingencies. Located in Council District 4. Total expenditures are: \$1,223,587.62.
(KELLEY NEUMANN –FRANCES PLOCEK)
53. A Resolution accepting the bid of QRO Mex Construction Co., Inc., in the amount of \$3,129,852.48 for the San Fernando Sewer and Water Main Replacement Phase III Project; awarding a construction contract to QRO Mex Construction Co., Inc., in the amount of \$3,129,852.48 for the project work; approving the expenditure of funds in the amount of \$3,129,852.48 for the project work; approving construction contingency expenses in an amount not to exceed \$62,597.05 in connection with the project work; approving an amount not to exceed \$1,726,816.94 be made available and expended from the System's Project Fund for the sewer project work and related construction contingencies; approving an amount not to exceed \$1,465,632.59 be made available and expended from the System's Project Fund for the water project work and related construction contingencies; authorizing the President/Chief Executive Officer to execute a construction contract with QRO Mex Construction Co., Inc., and to pay QRO Mex Construction Co., Inc., an amount not to exceed \$3,192,449.53 for the project work and related construction contingencies. Located in Council District 5. Total expenditures are: \$3,192,449.53. (KELLEY NEUMANN –FRANCES PLOCEK)
54. A Resolution accepting the bid of San Antonio Constructors Ltd., in the amount of \$4,409,434.50 for the Los Angeles Heights Water Main and Sanitary Sewer Replacement Phase I Project; awarding a construction contract to San Antonio Constructors Ltd., in the amount of \$4,409,434.50 for the project work; approving the expenditure of funds in the amount of \$4,409,434.50 for the project work; approving construction contingency expenses in an amount not to exceed \$88,189.00 in connection with the project work; approving an amount not to exceed \$1,435,734.76 be made available and expended from the System's Project Fund for the water project work and related construction contingencies; approving an amount not to exceed \$3,061,888.74 be made available and expended from the System's Project Fund for the sewer project work and related construction contingencies;

authorizing the President/Chief Executive Officer to execute a construction contract with San Antonio Constructors Ltd., and to pay San Antonio Constructors Ltd., an amount not to exceed \$4,497,623.50 for the project work and related construction contingencies. Located in Council District 1. Total expenditures are: \$4,497,623.50. (KELLEY NEUMANN –FRANCES PLOCEK)

55. A Resolution accepting the bid of S. J. Louis Construction, Ltd., LLP, in the amount of \$8,983,412.97 for the Salado Sanitary Sewer Outfall Siphons, Siphons #8, #9 & #10 Project; awarding a construction contract to S. J. Louis Construction, Ltd., LLP, in the amount of \$8,983,412.97 for the project work; approving the expenditure of funds in the amount of \$8,983,412.97 for the project work; approving construction contingency expenses in an amount not to exceed \$449,170.65 in connection with the project work; approving an amount not to exceed \$9,432,583.62 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 to execute a construction contract with S. J. Louis Construction, Ltd., LLP, and to pay S. J. Louis Construction, Ltd., LLP, an amount not to exceed \$9,432,583.62 for the project work and related construction contingencies. Total expenditures are: \$9,432,583.62. (KELLEY NEUMANN –FRANCES PLOCEK)

MISCELLANEOUS PROJECTS

56. A Resolution accepting the bid of Insituform Technologies, Inc., in the amount of \$2,438,232.00 in connection with the Annual 2007 Cured-In-Place Pipe Work Order Construction Contract Project; awarding a construction contract to Insituform Technologies, Inc., in the amount of \$2,438,232.00 for the project work; approving the expenditure of an amount not to exceed \$2,438,232.00 for the project work; approving an amount not to exceed \$2,438,232.00 be made available and expended from the System's Project Fund for the project work; authorizing the President/Chief Executive Officer to execute a construction contract with Insituform Technologies, Inc., and to pay Insituform Technologies, Inc., an amount not to exceed \$2,438,232.00 for the project work. Total expenditures are: \$2,438,232.00. (KELLEY NEUMANN –FRANCES PLOCEK)
57. A Resolution accepting the bid of L. C. Mosel Co., in the amount of \$1,649,355.00 for construction of the No. 2 Chilled Water Plant Chiller Addition Project; awarding a construction contract in the amount of \$1,649,355.00 to L. C. Mosel Co., for the project work; authorizing the expenditure of funds in an amount not to exceed \$1,649,355.00 for the project work; authorizing construction contingency expenses in an amount not to exceed \$33,000.00 in connection with the project work; authorizing total expenditures in an amount not to exceed \$1,682,355.00 from the System's Project Fund for the project work and construction contingency expenses; authorizing the President/Chief Executive Officer to execute a contract with L. C. Mosel Co., and to pay L. C. Mosel Co., the amount of \$1,649,355.00 for the project work. Total expenditures are: \$1,682,355.00. (KELLEY NEUMANN – ASHOK KAJI)

HUMAN RESOURCES ITEMS

58. A Resolution accepting the recommendation of Marsh USA Inc., for commercial insurance coverage for the twelve month period commencing January 1, 2008; authorizing expenditures in an amount not to exceed \$1,225,351.00 for such insurance from the System Fund; authorizing the President/Chief Executive Officer or his designee to execute through Marsh USA Inc., all necessary documents and to pay

Marsh USA Inc., an amount not to exceed \$1,225,351.00 for the cost for such insurance coverage. Total expenditures are: \$1,225,351.00.
(DOUG EVANSON - ED MYCOCK)

MISCELLANEOUS ITEMS

59. A Resolution amending Resolution No. 06-280 by adding Safety to the Core Values and Vision Statement of the San Antonio Water System philosophy. (JANELLE OKORIE)

60. BRIEFING SESSION.

- A. Briefing and deliberation regarding the Annual Update on the Water Resource Plan. (JANELLE OKORIE)
- B. Briefing and deliberation regarding the schedule of the Regular SAWS Board Meetings for 2008. (TIM DARILEK)
- C. Briefing and deliberation regarding SAWS' Small, Minority Women Owned Business Enterprise Program for the 3rd Quarter of 2007. (FRANK STENGER-CASTRO – RUBEN SAENZ)
- D. Briefing and deliberation regarding the SAWS' Enterprise Resource Software System Program. (STACEY ISENBERG – VERONICA GODLEY)

61 Chairman of the Board's Initiative.

62. President/Chief Executive Officer's Report.

63. Inquiries.

64. The Regular Session of the December 4, 2007 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.

65. EXECUTIVE SESSION.

- A. Consultation with attorneys and deliberation regarding the appointment, employment, reassignment, duties, discipline, or dismissal of a public officer or employee. (FRANK STENGER-CASTRO – BILL CROW)
- B. Deliberation regarding the planning for the 2008 annual evaluation, performance objectives and duties of David E. Chardavoyne, President/Chief Executive Officer of the San Antonio Water System.
- C. Consultation with attorneys and deliberation regarding the *Valentin Valdez v. San Antonio Water System in County Court at Law No. 10, Bexar County, Texas*. (FRANK STENGER-CASTRO – BILL CROW)
- D. Consultation with attorneys and deliberation regarding legal issues relating to matters associated with Texas Commission on Environmental Quality compliance evaluation at Eastside Service Center. (FRANK STENGER-CASTRO - JOE COLE)

- E. Consultation with attorneys and deliberation regarding legal issues relating to matters in anticipation of litigation in connection with Dos Rios Water Recycling Center Digester Rehabilitation and Modifications Project Phases 3 and 4 (SAWS Job No. 02-6520). (FRANK STENGER-CASTRO - JOE COLE)
- F. Consultation with attorneys 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. (FRANK STENGER-CASTRO)

66. The Regular Session of the Regular Board Meeting of December 4, 2007, is hereby reconvened.

67. A Resolution approving settlement of the lawsuit of Valentin Valdez against the San Antonio Water System; approving the System's financial obligation under the settlement; authorizing expenditures in the total amount of \$17,500.00 from the System Fund for purposes of the settlement; authorizing the President/Chief Executive Officer and the System's Legal Counsel to execute the Settlement Agreement and to pay \$17,500.00 to Valentin Valdez and his attorney, for the System's obligations under the terms of the Settlement Agreement. Total expenditures are: \$17,500.00. (FRANK STENGER-CASTRO – BILL CROW)

68. A Resolution authorizing payment of \$2,100.00 administrative penalty to the Texas Commission on Environmental Quality as part of an Agreed Order in settlement of an enforcement action related to the underground storage tanks at the Eastside Service Center, and authorizing the President/Chief Executive Officer to execute an Agreed Order with the Texas Commission on Environmental Quality; authorizing the expenditure of funds in the amount of \$2,100.00 from the System Fund for such payment. Total expenditures are: \$2,100.00. (FRANK STENGER-CASTRO - JOE COLE)

69. A Resolution authorizing payment of \$175,000.00 to Lambda Construction, Ltd., ("Lambda") and Renda Environmental, Inc., ("Renda") as part of a settlement between San Antonio Water System ("System") and Lambda and Renda related to the Dos Rios Water Recycling Center Digester Rehabilitation and Modifications Project Phases 3 and 4, and authorizing the President/Chief Executive Officer or his designated representative to negotiate and execute necessary Settlement Agreements; authorizing the expenditure of funds in the amount of \$175,000.00 from the System Fund for such payment; authorizing the acceptance of a \$75,000 contribution from Black and Veatch Corporation through credits for work performed for the System. Total expenditures are: \$175,000.00. (FRANK STENGER-CASTRO - JOE COLE)

70. Adjournment.

THE SAN ANTONIO WATER SYSTEM BOARD OF TRUSTEES MEETING OF DECEMBER 4, 2007, IS HEREBY ADJOURNED.